



Journal of the House

State of Indiana

121st General Assembly

First Regular Session

Forty-Fifth Day

Thursday Morning

April 11, 2019

The invocation was offered by Pastor Millard Jones of East Oolitic Community Church in Bedford, a guest of Representative May.

The House convened at 9:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Frizzell.

The Speaker ordered the roll of the House to be called:

Abbott	Huston
Austin	Jackson
Aylesworth	Jordan
Bacon	Judy
Baird	Karickhoff
Barrett	Kirchhofer <input type="checkbox"/>
Bartels	Klinker
Bartlett	Lauer
Bauer	Lehe
Beck	Lehman
Behning	Leonard
Borders	Lindauer
Boy	Lucas
T. Brown	Lyness
Burton	Macer <input type="checkbox"/>
Campbell	Mahan
Candelaria Reardon <input type="checkbox"/>	Manning
Carbaugh	May
Cherry	Mayfield
Chyung	McNamara
Clere	Miller
Cook	Moed
Davisson	Morris
Deal	Morrison
DeLaney	Moseley
DeVon	Negele
Dvorak <input type="checkbox"/>	Nisly
Eberhart	Pfaff
Ellington	Pierce
Engleman	Porter
Errington	Prescott
Fleming	Pressel
Forestal <input type="checkbox"/>	Pryor
Frizzell	Saunders
Frye	Schaibley
GiaQuinta	Shackleford
Goodin <input type="checkbox"/>	Smaltz
Goodrich	V. Smith <input type="checkbox"/>
Gutwein	Soliday
Hamilton	Speedy
Harris	Steuerwald <input type="checkbox"/>
Hatcher <input type="checkbox"/>	Stutzman <input type="checkbox"/>
Hatfield	Sullivan
Heaton	Summers <input type="checkbox"/>
Heine	Thompson
Hostettler	Torr

VanNatter
Wesco
Wolkins
Wright

J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 482: 89 present; 11 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, April 15, 2019, at 10:00 a.m.

LEHMAN

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 58

Representative Frye introduced House Concurrent Resolution 58:

A CONCURRENT RESOLUTION recognizing and honoring volunteer firefighters.

Whereas, These brave and dedicated volunteer firefighters have served courageously and risked their lives daily to protect their communities from the threat of fire;

Whereas, For 50 years these volunteer firefighters have answered the call when fire struck Hoosier communities while forsaking all else to protect and serve those in need;

Whereas, It takes a special dedication, a strong desire to help others, and a tireless sense of community to sacrifice precious time with family and friends to respond to the signal that a neighbor is in need;

Whereas, These brave volunteer firefighters have heroically performed, throughout 50 years of devoted service, above and beyond the call of duty to fulfill the tasks and responsibilities of fire protection;

Whereas, It is right and just to recognize the tireless contributions and sacrifices that volunteer firefighters have made to bring safety and security to all Hoosier communities; and

Whereas, The distinguished service of volunteer firefighters has brought pride and honor to the state of Indiana: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly recognizes and honors the following volunteer firefighters that have spent 50 years protecting and serving communities across Indiana: William E. Carman, Timothy A. Nelson, Ronald R. Deyoung, Jack A. Klee, Edward J. Kaeser, Robert Ligda, David Stiener, Gene L. Brems, Larry Kimble, Raymond M. Meek, Richard W. Moser, James D. Bushee, Bill L. Walters, James H. Mossburg, Thomas Lynn Dekoninck, Charles L. Boxell, David L. Marshall,

Lester H. Eads, Wayne L. Fisher, Max A. Jennings, Earl William Chasteen, Gary J. Sturm, David W. Brown, Lee A. Dalton, Lawrence J. Tempel, Lewis D. Osborne, John S. Stafford, Robert Anstete, Tracy Stroh, Judd Meharry, Ernie J. Adams, James F. Skaggs, Paul E. Elkins, Larry Wampler, Charles A. Muterspaugh, Jerry L. Manis, David R. Eakins, James M. McElfresh, Paul E. Ripberger, Dennis J. Summan, Robert A. Bullock, William A. Powell, Richard L. Pollitt, Sr., Horace Brewer, David Michael Wolfschlag, Willie D. Stoffregen, Mark Ball, Charles W. Andrews, Sr., Jerry Wayne Bulger, Charles R. Longabaugh, Michael D. Tislow, Herald D. Baker, Corey Trent Ellewood, Stephen W. Gore, Robert E. Barber, Jerome P. Kunkler, Vernon L. Elder, Michael R. Kennedy, John E. Stamer, Edward L. Stone, Dorman L. Owen, and Carlos E. Strasser.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmits copies of this resolution to the volunteer firefighters named in this resolution.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Crider.

House Concurrent Resolution 60

Representatives Jackson, Beck, V. Smith, Harris, Hatcher, Candelaria Reardon and Chyung introduced House Concurrent Resolution 60:

A CONCURRENT RESOLUTION congratulating the Andrean High School boys basketball team on winning the 2019 IHSA Class 2A State Championship.

Whereas, The Andrean High School Fighting 59ers boys basketball team won the IHSA Class 2A State Championship at Bankers Life Fieldhouse on March 23, 2019;

Whereas, The championship is the first IHSA boys basketball title for Andrean High School in its 59 year history;

Whereas, The 59ers overcame a six point deficit with two minutes left in the game to win 59-54;

Whereas, Team captain John Carrothers hit a 3-point shot to bring his team back within three points, and Carrothers and teammate Nick Flesher successfully made subsequent free throws to give the 59ers their state championship;

Whereas, Kyle Ross and John Carrothers tied for game high scoring honors with 16 points;

Whereas, Coach Brad Stangel led the 59ers during a successful season, and Stangel was named the 2019 Northwest Indiana Times' Coach of the Year;

Whereas, The members of the 2018-2019 Andrean High School boys basketball team are Dahmian Cundiff, Eric Kendrick, John Carrothers, Eric Goodes, Robbie Ballentine, Ben Jones, Nick Wojcicki, Dejai Bartz, Gabe Gillespie, Deshon Burnett, Matt Lelito, Kyle Ross, and Nick Flesher; and

Whereas, The team's success is the result of the hard work, skill, talent, and devotion of each player on the team and the support of Coach Stangel, staff, family, and friends: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly congratulates the Andrean High School boys basketball team on winning the 2019 IHSA Class 2A State Championship.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to

Andrean High School Basketball Coach Brad Stangel and the 2018-2019 Andrean High School boys basketball team.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Mrvan, Randolph and Niemeyer.

House Concurrent Resolution 61

Representative Errington introduced House Concurrent Resolution 61:

A CONCURRENT RESOLUTION recognizing the Muncie-Delaware County Chamber of Commerce on its 125th anniversary.

Whereas, The Muncie-Delaware County Chamber of Commerce is celebrating its 125th anniversary for local businesses in Muncie and Delaware County;

Whereas, The Muncie Merchants Club was formed on February 19, 1894, to represent the business community in Muncie, Indiana;

Whereas, The Muncie Merchants Club became the Muncie Chamber of Commerce in September 1937, and continued a legacy of promoting and supporting business owners in the local community;

Whereas, The Muncie Chamber of Commerce amended its articles of incorporation in 1998 to reflect the growing scope of its membership throughout Muncie and Delaware County;

Whereas, The Muncie-Delaware County Chamber of Commerce is one of the original members of the Indiana and U.S. Chambers of Commerce, and represents more than 700 businesses today; and

Whereas, The Chamber has been the voice of business in Muncie and Delaware County for 125 years: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana House of Representatives recognizes the Muncie-Delaware County Chamber of Commerce on its 125th anniversary and congratulates the organization for its many years of successes in Muncie and Delaware County.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to State Representative Sue Errington for distribution.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Lanane.

House Resolution 63

Representatives Karickhoff, Porter and Shackelford introduced House Resolution 63:

A HOUSE RESOLUTION honoring the Saint Paul African Methodist Episcopal Church.

Whereas, Saint Paul African Methodist Episcopal Church in Indianapolis will host the 2019 Sacred Soaring South District Conference April 11-13, 2019;

Whereas, The Indiana Sacred Soaring South District of the Fourth Episcopal District of the African Methodist Episcopal Church holds a conference each year, and the Presiding Elder is responsible for the smooth operation of the event;

Whereas, The Presiding Elder for the Sacred Soaring South District is the Reverend Elaine P. Gordon, and the First Gentleman of the district is Mr. Cleveland "Sonny" Gordon;

Whereas, Presiding Elder Gordon was appointed by Bishop John F. White to supervise the work of all churches in the Indiana Annual Sacred Soaring South District;

Whereas, Presiding Elder Gordon has provided steadfast and inspired leadership while working with the 22 churches in her district;

Whereas, The community of Saint Paul A.M.E. Church appreciates the work of the Reverend Carlos Perkins, First Lady Carla Perkins, and the great membership of Bethel A.M.E. Church for serving as the site for the 2019 Sacred Soaring South District Indiana Annual Conference; and

Whereas, The Reverend Dr. Michael C. Carson, evangelist Catherine L. (Tobin) Carson, and the membership of Saint Paul A.M.E. Church are proud to serve as the host church for the 2019 Sacred Soaring South District Conference: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives honors Saint Paul African Methodist Episcopal Church for their contributions to the annual conference for the Sacred Soaring South District of the Fourth Episcopal District of the African Methodist Episcopal Church.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the office of State Representative Michael Karickhoff for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 64

Representative Chyung introduced House Resolution 64:

A HOUSE RESOLUTION congratulating Nachiket Magesh for winning the 2019 Kankakee Valley REMC Regional Spelling Bee.

Whereas, Grimmer Middle School eighth grader Nachiket Magesh won the Kankakee Valley REMC Regional Spelling Bee on March 14, 2019;

Whereas, Magesh correctly spelled 293 words over the course of 14 rounds and hours of tough competition to become the regional champion;

Whereas, Magesh will join his competitors from around the United States during the Scripps National Spelling Bee held May 26-31, 2019, in Washington, D.C.;

Whereas, The Scripps National Spelling Bee started in 1925 when nine newspapers sponsored a spelling bee to promote literacy;

Whereas, An estimated 11 million students participate in spelling bee competitions every year, according to the Scripps National Spelling Bee; and

Whereas, Spelling bee competitions allow children and young adults the opportunity to embrace literacy and a love of learning in a supportive academic environment: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives congratulates Nachiket Magesh for winning the 2019 Kankakee Valley REMC Regional Spelling Bee.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to State Representative Chris Chyung for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 65

Representative Klinker introduced House Resolution 65:

A HOUSE RESOLUTION congratulating First Farmers Bank & Trust on its upcoming expansion in Tippecanoe County.

Whereas, First Farmers Bank & Trust started as Mark Tully Exchange Bank in Converse, Indiana, in 1885;

Whereas, Mark Tully Exchange Bank became Farmer State Bank in 1907 and remained a benchmark for dependability and quality service in the local community for years to come;

Whereas, Farmer State Bank and its local competitor First National Bank merged in 1946 to become First Farmers National Bank;

Whereas, The bank was renamed First Farmers Bank & Trust in 1995 after 110 years of growth and service to the local community and surrounding counties;

Whereas, First Farmers Bank & Trust continues a tradition of excellence, employing 400 employees and serving 60,000 clients across 35 locations in Indiana and Illinois; and

Whereas, First Farmers Bank & Trust will open its second location in Tippecanoe County in Lafayette at 3510 State Road 38 E: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives congratulates First Farmers Bank & Trust on its upcoming expansion in Tippecanoe County on April 25, 2019.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to State Representative Sheila Klinker for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 66

Representative Klinker introduced House Resolution 66:

A HOUSE RESOLUTION recognizing Virtuous Cycles.

Whereas, Virtuous Cycles was founded in 2010 by Zoe and Des Neal in downtown Lafayette, Indiana, to promote a love of cycling and to fulfill Greater Lafayette's cycling needs;

Whereas, The owners and employees of Virtuous Cycles create a passionate environment tailor-made to meet the needs and interests of new and returning customers;

Whereas, Virtuous Cycles moved to its current location at 215 N. 10th Street in Lafayette to provide additional space to grow and meet demand in the surrounding community;

Whereas, Virtuous Cycles recognized the potential of solar power to address its growing power needs;

Whereas, The property owners and the Virtuous Cycles business chose to invest in sustainable energy and reduce their carbon footprint by installing 52 solar panels to generate 20 megawatt hours of electricity each year, doubling the existing usage that the building requires;

Whereas, The new installation will provide power to Virtuous Cycles and nearby residents with excess power being sold back to the grid; and

Whereas, Virtuous Cycles promotes an active, healthy, and sustainable lifestyle for Hoosiers in their local community: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives recognizes Virtuous Cycles for their contributions to the Greater Lafayette community.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to State Representative Sheila Klinker for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 67

Representative Frizzell introduced House Resolution 67:

A HOUSE RESOLUTION urging Governor Eric Holcomb to recognize October as Eczema Awareness Month in Indiana.

Whereas, Eczema is a general term for a set of inflammatory skin conditions that affect an estimated 32.6 million people in the United States;

Whereas, People with eczema can experience serious skin conditions that require regular maintenance to prevent dry, sensitive, rough, or scaly skin, which can lead to extreme itching, oozing, and crusting of skin if left untreated;

Whereas, There is no known cure for eczema, atopic dermatitis, and other related skin conditions; and

Whereas, A focus on eczema and related skin conditions may lead to better treatment options and possible solutions for afflicted Hoosiers: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives urges Governor Eric Holcomb to recognize October as Eczema Awareness Month in Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to Robin Munsin, a grassroots advocate for the National Eczema Association.

The resolution was read a first time and adopted by voice vote.

House Resolution 68

Representative Klinker introduced House Resolution 68:

A HOUSE RESOLUTION honoring Mrs. Lois Speece on the occasion of her 100th birthday.

Whereas, Centenarians help us to understand what it is like to live for 100 years and their lives give us valuable insight into the development of our country;

Whereas, Mrs. Lois Speece celebrated her 100th birthday on March 18, 2019;

Whereas, Mrs. Speece grew up in Pennsylvania with a love of cooking as one of five children and became a registered nurse after attending college;

Whereas, Mrs. Speece married her husband, George, after World War II and built a happy life together;

Whereas, Mrs. Speece's advice to younger generations is to eat well and enjoy every day; and

Whereas, Centenarians like Mrs. Lois Speece play an important role in establishing a connection to our past for the younger generations of Indiana: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives honors Mrs. Lois Speece on the occasion of her 100th birthday.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to State Representative Sheila Klinker for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 69

Representative Candelaria Reardon introduced House Resolution 69:

A HOUSE RESOLUTION honoring the Munster High School Speech Team.

Whereas, The Munster High School Speech Team won the Indiana High School Forensics Association Class 2A State Championship on March 9, 2019, in Fishers, Indiana.

Whereas, The Munster High School Mustangs won a 10th consecutive Class 2A state championship and their eighth Ralph Lawson Trophy in the past 10 years as best overall speech team;

Whereas, The Mustangs have won 19 state championships since the program's founding in 1965 by Mrs. Helen Engstrom, who continues to coach Munster High School students today;

Whereas, 38 of Munster's 39 entries advanced into elimination rounds setting a new state record and a total of 21 Mustangs competed in the state final round;

Whereas, Munster High School's 2018-2019 state champions are: Maya Radjenovich in prose interpretation, Michael McDunn and Jack Sullivan in duo interpretation, and Cynthia Chockalingam in international extemporaneous speaking;

Whereas, The Munster High School Speech and Debate program is directed by Mr. Jordan Mayer with the support of fellow coaches Kathleen Boyle, Josh Craig, Helen Engstrom, Donald Fortner, Helena Jancosek, and Kenneth O'Drobinak;

Whereas, Helen Engstrom, Donald Fortner, and Jordan Mayer are members of the IHSFA Hall of Fame and Engstrom is recognized nationally as part of the National Speech & Debate Association Hall of Fame;

Whereas, Munster Speech and Debate alums include Emmy award winners, Ivy League professors, United States Representatives, high school teachers, and a billionaire; and

Whereas, The Munster Speech Team looks forward to competing at the 2019 National Tournament in Dallas, Texas, in June and continues a legacy of excellence that began more than 50 years ago: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives honors the Munster High School Speech Team for winning the Indiana High School Forensic Association Class 2A State Championship.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to Jordan Mayer, the Munster High School Director of Forensics, for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 70

Representative Leonard introduced House Resolution 70:

A HOUSE RESOLUTION recognizing the 175th anniversary of SS. Peter and Paul Catholic Church in Huntington, Indiana.

Whereas, The foundation of SS. Peter and Paul Catholic Church began when German Catholics and other laborers employed in the Huntington area began work on a small log church in 1841 after receiving a small parcel of land for their use;

Whereas, Father Julian Benoit offered the first Mass in the newly constructed church on August 15, 1843;

Whereas, Members of the growing congregation broke ground in 1864 to construct a new church and laid the cornerstone on October 31, 1865. The church was dedicated by Bishop John Luers, the first bishop of the Fort Wayne Diocese;

Whereas, The School Sisters of Notre Dame from Milwaukee, Wisconsin, were installed as teachers for the school in 1868, and provided over 150 years of continual service to the parish;

Whereas, The Van Dinter pipe organ at SS. Peter and Paul Catholic Church was installed in 1894 by L. H. Van Dinter, was restored 100 years later to its original playing condition by nationally recognized organ builder George Bozeman, Jr., and continues to enrich SS. Peter and Paul services today;

Whereas, Ten stained glass windows made in the Tyrol province of Austria were installed in 1894, and one window, with its theme of the Nativity, was selected to be entered in the 1893 competition at the Columbian Exposition commemorating the 400th anniversary of the discovery of the New World by Christopher Columbus. The window won top honors;

Whereas, SS. Peter and Paul Catholic Church continues to be a proactive member of the Huntington community, encouraging parishioners to use their gifts of time and talent as disciples of Jesus Christ; and

Whereas, The 175th anniversary year began with a parish picnic in June 2018, and the yearlong celebration will conclude on June 29, 2019: Therefore:

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives recognizes the 175th anniversary of SS. Peter and Paul Catholic Church in Huntington, Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to Representative Dan Leonard for distribution.

The resolution was read a first time and adopted by voice vote.

House Resolution 71

Representative Stutzman introduced House Resolution 71:

A HOUSE RESOLUTION congratulating the Northridge High School Starlights Show Choir on its 2018-2019 state championship.

Whereas, The Northridge High School Starlights won the Small School State Show Choir Finals at Franklin Central High School on March 16, 2019;

Whereas, The Starlights won first place out of 10 schools from across Indiana, and took home their fourth state title in the last seven years in the Unisex Division;

Whereas, The Starlights received the Best Vocals caption award and were recognized as the best singing choir for their enrollment across Indiana;

Whereas, The Starlights are a devoted group of talented singers that consists of 34 members including 11 seniors, four juniors, 13 sophomores, and six freshmen;

Whereas, The Starlights were accompanied and supported by 28 fellow students in the Northern Lights Orchestra and the Light Works Crew;

Whereas, The Northern Lights Orchestra won a perfect score and earned the Best Band award during the same competition while supporting the Starlights' performance;

Whereas, The Starlights are under the direction of Sandra Manglos and Dan Baker with choreography by Jeff Cox; and

Whereas, The success of the Northridge High School choral program is a result of the hard work, talent, skill, and devotion given by individual students to music and the performing arts: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives congratulates the Northridge High School Starlights Show Choir on its 2018-2019 state championship.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to State Representative Christy Stutzman for distribution.

The resolution was read a first time and adopted by voice vote.

Senate Concurrent Resolution 50

The Speaker handed down Senate Concurrent Resolution 50, sponsored by Representative Wolkins:

A CONCURRENT RESOLUTION congratulating Caiden Lake of Oak Hill High School on winning the 2019 Indiana High School Athletic Association ("IHSAA") one meter diving state championship title.

Whereas, Caiden Lake, a senior at Oak Hill High School, won the 2019 IHSAA one meter diving state championship title with a score of 525.85 points;

Whereas, On his way to winning the state championship, Caiden won both the sectional and regional championships in one meter diving, with scores of 503.65 and 484.05 points, respectively;

Whereas, After the preliminary and semi-final rounds of the state finals, Caiden stood in third place, 13.25 points behind the leader, but Caiden executed his final three dives for 174 points to overcome the deficit and win the state championship title;

Whereas, His ninth dive in the finals scored 58.5 points to significantly close the gap, but Caiden's 10th dive was the game-changer, and Caiden perfectly executed a reverse two-and-a-half dive to score 63 points and put Caiden in the lead for good;

Whereas, After executing his final dive, a front three-and-a-half for 52.5 points, Caiden emerged the winner; and

Whereas, Mentored by coach Bobby Hart, Caiden won the 2019 state championship title in his second trip to the IHSAA diving state finals: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That the Indiana General Assembly congratulates Caiden Lake on winning the 2019 IHSAA one meter diving state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Caiden Lake.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 53

The Speaker handed down Senate Concurrent Resolution 53, sponsored by Representative Boy:

A CONCURRENT RESOLUTION congratulating the Marquette Catholic High School girls basketball team on winning the 2019 Indiana High School Athletic Association ("IHSAA") Class A state championship title.

Whereas, The Marquette Catholic High School girls basketball team defeated Vincennes Rivet 57-36 to win the 2019 IHSAA Class A state championship title;

Whereas, To advance to the state championship game, the Blazers defeated Gary 21st Century, Westville, and Morgan Township to win the sectional championship, South Central (Union Mills) and Fremont to win the regional championship, and Northfield to win the semi-state championship;

Whereas, In a rematch of the 2018 championship game, Marquette Catholic held Vincennes Rivet to 28% shooting from the field, including 1 for 14 from 3-point range;

Whereas, Senior Sophia Nolan led the way for the Blazers with 26 points and 3 steals, including shooting 4 for 4 from behind the 3-point line, senior Emma Nolan contributed 12 points, senior Emmery Joseph provided 6 assists, and senior Morgan Crook had 3 steals; and

Whereas, Led by head coach Katie Collignon, the Marquette Catholic Blazers finished the year with a 27-2 record to win its second state championship title in a row: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Marquette Catholic High School girls basketball team on winning the 2019 IHSAA Class A state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Marquette Catholic High School girls basketball team.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 56

The Speaker handed down Senate Concurrent Resolution 56, sponsored by Representative T. Brown:

A CONCURRENT RESOLUTION congratulating the Western Boone High School football team on winning the 2018 Indiana High School Athletic Association ("IHSAA") Class 2A state championship title.

Whereas, Finishing the season undefeated for the first time in school history, the Western Boone High School football team defeated Eastbrook in a come-from-behind 34-20 win to claim the 2018 IHSAA Class 2A state championship title;

Whereas, In advancing to the state championship game, the Stars defeated Indianapolis George Washington, Tipton, and North Putnam to win the sectional championship, Indianapolis Sccecina Memorial to win the regional championship, and Southridge to win the semi-state championship;

Whereas, Trailing 14-10 at halftime, Western Boone recovered an onside kick attempt by Eastbrook to open the second half, and on the first play of the second half junior quarterback Spencer Wright found senior wide receiver Logan Benson for a 56-yard score to put the Stars ahead 17-14;

Whereas, Western Boone sealed the game in the final quarter with freshman kicker Elliot Young's second field goal, and the fourth touchdown pass from Spencer Wright to Logan Benson;

Whereas, Spencer Wright completed 24 of 34 passes for 317 yards and rushed for a game-high 82 yards, and Logan Benson had 9 catches for 159 yards with four touchdown receptions, setting a new IHSAA and Class 2A record for most receiving touchdowns;

Whereas, Following the championship performance, senior Peyton Young was named the winner of the Blake Ress Mental Attitude Award for Class 2A football; and

Whereas, Led by head coach Justin Pelley, Western Boone earned the school's second state championship title in football: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Western Boone High School football team on winning the 2018 IHSAA Class 2A state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Western Boone High School football team.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 57

The Speaker handed down Senate Concurrent Resolution 57, sponsored by Representatives Negele and Gutwein:

A CONCURRENT RESOLUTION congratulating the Rensselaer Central High School livestock judging team on winning the 2017 FFA National Livestock Judging Competition and participation in a 2018 international competition.

Whereas, The Rensselaer Central High School livestock judging team took first place at the 2017 FFA National Livestock Judging Competition;

Whereas, Rensselaer's 2017 FFA National Livestock judging team consisted of Paige Longstreth, Zach Wamsley, Anna Hannon, and Cody Goodman;

Whereas, The 2017 Rensselaer livestock judging team placed high in the state of Indiana which qualified them for the FFA National Livestock Judging Competition;

Whereas, The 2017 placement is the first national win for Rensselaer Central since 1994;

Whereas, In the FFA Division of these competitions, there have only been two Indiana schools that have won nationally in nearly 100 years;

Whereas, The Rensselaer team's first place showing at the FFA national competition earned the team the opportunity to

travel to the 2018 Scotland Royal Highland Livestock Show where they competed against teams from around the world;

Whereas, Rensselaer's 2018 international team consisted of Paige Longstreth, Zach Wamsley, Caleb Wamsley, and Anna Hannon;

Whereas, The 2018 Rensselaer livestock judging team was the only team representing Indiana at the Royal Highland Livestock Show;

Whereas, While in Scotland, Caleb Wamsley and Zach Wamsley were awarded 3rd place honors for partner sheep judging; and

Whereas, Zach Wamsley, Paige Longstreth, and Cody Wamsley each received a college scholarship for their livestock judging abilities and now compete for their respective schools: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Rensselaer Central High School livestock judging team on winning the 2017 FFA National Livestock Judging Competition and participation in a 2018 international competition.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to Paige Longstreth, Zach Wamsley, Caleb Wamsley, Anna Hannon, Cody Goodman, and Ron Wamsley.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 62

The Speaker handed down Senate Concurrent Resolution 62, sponsored by Representatives Speedy and Smaltz:

A CONCURRENT RESOLUTION recognizing the 148th Annual Convention of the National Rifle Association taking place in Indianapolis, Indiana, from April 25-28, 2019.

Whereas, The State of Indiana and the City of Indianapolis are hosting the National Rifle Association's 148th Annual Convention from April 25-28, 2019;

Whereas, The National Rifle Association was formed in 1871 by Union veterans Col. William C. Church and Gen. George Wingate, with the primary goal to "promote and encourage rifle shooting on a scientific basis";

Whereas, The National Rifle Association has a proud history of promotion of marksmanship and firearms safety throughout its 148-year history, and has had a strong tradition of promoting shooting sports among America's youth, starting in 1903 with the establishment of youth rifle clubs at a number of military institutions and military academies;

Whereas, The National Rifle Association supports law enforcement through its Police Firearms Instructors Certification program, the first and only national training program of law enforcement officers;

Whereas, Through its support of civilian training personnel, with more than 125,000 certified instructors, 8,000 coaches, and 2,200 training counselors who train over 1 million firearms owners per year, the National Rifle Association promotes the safe and responsible ownership and use of firearms throughout the United States; and

Whereas, The 2019 Convention of the National Rifle Association is expected to bring 80,000 visitors to the State of

Indiana and City of Indianapolis, leaving behind an estimated economic impact in excess of \$55 million, and millions of dollars in state and local tax revenue: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly recognizes the 148th Annual Convention of the National Rifle Association and welcomes its members to the State of Indiana and the City of Indianapolis.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Dr. Chris Kopacki, Indiana State Director for the National Rifle Association.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 65

The Speaker handed down Senate Concurrent Resolution 65, sponsored by Representatives Gutwein and Negele:

A CONCURRENT RESOLUTION congratulating the 2018 Rensselaer Central High School livestock judging team on winning first place at the 2018 National 4-H Livestock Judging Competition.

Whereas, The Rensselaer Central High School 4-H livestock judging team took first place at the 2018 National 4-H Livestock Judging Competition in Kansas City, Missouri;

Whereas, Rensselaer's 4-H livestock judging team consisted of Anna Hannon, Tyler Hannon, Ashley Peterson, Gage Tebo, and coach Ron Wamsley;

Whereas, Rensselaer's livestock judging team took first place out of 27 other 4-H livestock judging teams from across the country;

Whereas, Rensselaer's livestock judging team competed in judging categories such as cattle, hogs, sheep, and goats; and

Whereas, Rensselaer's livestock judging team earned the right to travel overseas to Scotland for an international competition as a result of their 2018 National 4-H Livestock Judging Competition victory: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the 2018 Rensselaer Central High School livestock judging team on winning first place at the 2018 National 4-H Livestock Judging Competition.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to Anna Hannon, Tyler Hannon, Ashley Peterson, Gage Tebo, and coach Ron Wamsley

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 66

The Speaker handed down Senate Concurrent Resolution 66, sponsored by Representatives Bauer, DeVon, Dvorak and Deal:

A CONCURRENT RESOLUTION celebrating Claeys Candy serving the South Bend community with 100 years of business.

Whereas, Claeys Candy specializes in old-fashioned hard candy, fudge, peanut brittle, and chocolates. Their most popular local confection is the hand-crafted Chocolate Charlie, made with milk chocolate, roasted peanuts, and marshmallow;

Whereas, In addition to being a renowned treat among locals, Claeys Candy is nationally recognized for their popular Claeys Old Fashion Hard candies;

Whereas, Gregg Claeys is the third-generation owner of Claeys Candy, the business that his grandfather, Jerome Claeys, began 100 years ago out of a garage on North Blaine Avenue. When he started the business, Mr. Claeys made his candy by hand, and some candies only cost five cents;

Whereas, The company continues to hand craft candies the old-fashioned way. Since its beginning, Gregg Claeys has blossomed into a major candy supplier, shipping and distributing candies beyond the borders of Indiana;

Whereas, Throughout the years, the company has stayed true to its original candy recipes. To support the successful and traditional business, Claeys Candy employs a staff of committed, passionate, and hardworking people;

Whereas, Claeys Candy has received the Governor's Century Award; and

Whereas, Despite different candies coming and going throughout the years, Claeys Candy has been providing a sweet service consistently for the past century and plans on continuing to do so: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates Claeys Candy for 100 years of service to South Bend and extends best wishes to the company and its staff for continued success.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Gregg Claeys.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 67

The Speaker handed down Senate Concurrent Resolution 67, sponsored by Representative Abbott:

A CONCURRENT RESOLUTION congratulating the Fort Wayne Carroll High School gymnastics team on winning the 2019 Indiana High School Athletic Association ("IHSAA") regional championship.

Whereas, The Fort Wayne Carroll High School gymnastics team took home the 2019 IHSAA Huntington Regional Championship;

Whereas, After finishing second in the sectional championship to Homestead, the Chargers won the regional by defeating Homestead and Angola to advance to the state championship;

Whereas, Fort Wayne Carroll gymnasts took first place in the vault, bars, and beam events, and second place in the floor routine to win the championship;

Whereas, Individually, senior Ashelynn Steinke finished first in the beam event with a score of 9.375 out of 10; and

Whereas, The Chargers' regional score of 107.75 earned the team's second-straight regional championship in gymnastics: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Fort Wayne Carroll High School gymnastics team on winning the 2019 IHSAA Regional Championship.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Fort Wayne Carroll High School gymnastics team

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 68

The Speaker handed down Senate Concurrent Resolution 68, sponsored by Representative Saunders:

A CONCURRENT RESOLUTION recognizing Karen Vaughn for her advocacy for people with disabilities.

Whereas, Karen Vaughn, age 60, has been a quadriplegic since age 18 as the result of a spinal cord injury;

Whereas, Since becoming disabled, Karen has directed her own affairs throughout her adult life, including managing her own business and consulting services;

Whereas, Karen has been an advocate for persons with disabilities of all ages, advising persons on how to maintain their independence in their own homes and to manage their health care needs;

Whereas, Karen has testified at state administrative and legislative committee hearings on long-term care issues, and issues regarding the needs, independence, and rights of persons with disabilities;

Whereas, Whenever institutionalized, Karen has managed to return to her own home with the utmost resolve, creativity, and courage; and

Whereas, Throughout her life, Karen has demonstrated that a person with even the most significant disabilities can manage all aspects of his or her affairs, including health care, in a manner that serves that person's interests and the interests of the State of Indiana: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly recognizes Karen Vaughn for her advocacy for people with disabilities.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Karen Vaughn

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 69

The Speaker handed down Senate Concurrent Resolution 69, sponsored by Representative Abbott:

A CONCURRENT RESOLUTION congratulating the Fort Wayne Carroll High School Show Choirs on being named Grand Champions of the 2019 New York City Fame Show Choir National Championship.

Whereas, The Fort Wayne Carroll High School Show Choirs received Grand Champion honors at the New York City Fame Show Choir National Championship;

Whereas, Carroll High School Minstrel Magic was named Grand Champion in mixed show choir, and Carroll High School Select Sound was the top performer in the unisex show choir competition;

Whereas, Carroll High School Minstrel Magic also received caption awards for Best Vocals and Best Show Design;

Whereas, Individually, Carroll students Kalie Haney and Maddie Carr were named Best Female Vocalist and Best Female Stage Presence, respectively; and

Whereas, The Carroll High School Show Choirs have performed for more than 30 years, and have earned a reputation as a consistently excellent show choir in the Midwest: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Fort Wayne Carroll High School Show Choirs on being named Grand Champions of the 2019 New York City Fame Show Choir National Championship.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Fort Wayne Carroll High School Show Choirs

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 70

The Speaker handed down Senate Concurrent Resolution 70, sponsored by Representative Abbott:

A CONCURRENT RESOLUTION congratulating the Fort Wayne Carroll High School girls cross country team on winning the 2018 Indiana High School Athletic Association ("IHSAA") state championship title.

Whereas, The Fort Wayne Carroll High School girls cross country team won the 2018 IHSAA state championship title with a score of 85 points;

Whereas, The Chargers dominated in the sectional, regional, and semi-state meets, winning all three championships on their way to the state finals meet;

Whereas, Fort Wayne Carroll demonstrated its deep roster with three scoring runners in the top 10;

Whereas, Meagan Hathaway led the way for the Chargers, finishing fifth overall, Monroe Fruchey followed close behind in sixth place, Abigail Green finished in ninth place, and Mallory Clements and Ashlyn Minton scored the final points to seal the championship effort; and

Whereas, Led by head coach Phil Yoder, the Chargers won the 2018 state championship after finishing as the runners-up three seasons in a row: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Fort Wayne Carroll High School girls cross country team on winning the 2018 IHSAA state championship title.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Fort Wayne Carroll High School girls cross country team

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 71

The Speaker handed down Senate Concurrent Resolution 71, sponsored by Representative Abbott:

A CONCURRENT RESOLUTION congratulating the Fort Wayne Carroll High School Culinary Arts Team on winning the 2019 Indiana Prostart and Family, Career, and Community Leaders ("FCCLA") Culinary Arts and Management Invitational.

Whereas, The Fort Wayne Carroll High School Culinary Arts Team won the Prostart and FCCLA State Culinary Invitational on March 8, 2019;

Whereas, Team members Aly Saalfrank, Marisa Sigmon, Jacob Till, Nora Trittipio, and Jaxon Yager demonstrated their culinary knowledge, skills, and creative abilities in their preparation and execution of a unique three-course meal in one hour;

Whereas, For the appetizer, the Carroll team prepared deep-fried lollipopped chicken drumettes marinated in a citrus buffalo mixture, coated with a honey mustard glaze, and served on a nest of tangy apple fennel slaw;

Whereas, The team's main course was a seared brisket burger with a bacon and smoked cheddar cheese crust served on a homemade poppy seed brioche bun with a cracked pepper balsamic mayonnaise, sweet pickled onions, over-easy egg, and sweet potato and parsnip spirals;

Whereas, For dessert, the team prepared a scoop of smooth peanut butter ice cream on top of a rich berry jam sauce served alongside pickled strawberries and blueberries, and sprinkled with a salted peanut brittle;

Whereas, The team will advance to the National Prostart Invitational held May 8-10 in Washington, D.C., and to the FCCLA Nationals held June 30 through July 4 in Anaheim, California; and

Whereas, By winning the 2019 championship, the Fort Wayne Carroll High School Culinary Arts Team earned its seventh consecutive state championship: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Fort Wayne Carroll High School Culinary Arts Team on winning the 2019 Indiana Prostart and FCCLA Culinary Arts and Management Invitational.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Fort Wayne Carroll High School Culinary Arts Team

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 72

The Speaker handed down Senate Concurrent Resolution 72, sponsored by Representative Abbott:

A CONCURRENT RESOLUTION congratulating the Fort Wayne Carroll High School cheerleading team on winning the 2018 Indiana Cheer Championship.

Whereas, The Fort Wayne Carroll High School cheerleading team won the 2018 Indiana Cheer Championship hosted by the Indiana Association of School Principals;

Whereas, The Carroll Chargers took first place in the varsity coed division, scoring 265 out of a possible 280 points, and defeating 7 teams in the finals after winning the preliminary round against 12 other teams;

Whereas, The team's award-winning performance was the culmination of five months of work, including skill building, camps, practices, and cheering at football games; and

Whereas, Led by coaches Kim Fransen and Elizabeth Sturges, the Carroll Chargers have improved each year the team has competed, resulting in the team's first state championship in 2018: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Fort Wayne Carroll High School cheerleading team on winning the 2018 Indiana Cheer Championship.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this resolution to each member of the Fort Wayne Carroll High School cheerleading team

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 582

Representative Karickhoff called down Engrossed Senate Bill 582 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 483: yeas 82, nays 7. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representatives Bauer and Moed, who had been present, are now excused.

Engrossed Senate Bill 563

Representative Huston called down Engrossed Senate Bill 563 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation and to make an appropriation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 484: yeas 90, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representatives Hatcher, Macer, Stutzman and Summers, who had been excused, are now present.

Representative Bauer, who had been excused, is now present.

Engrossed Senate Bill 549

Representative Cook called down Engrossed Senate Bill 549 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 485: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 529

Representative Clere called down Engrossed Senate Bill 529 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 486: yeas 85, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Dvorak, who had been excused, is now present.

Engrossed Senate Bill 393

Representative Clere called down Engrossed Senate Bill 393 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 487: yeas 86, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

ENGROSSED SENATE BILLS ON SECOND READING

Engrossed Senate Bill 1

Representative Mahan called down Engrossed Senate Bill 1 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 2:15 p.m. with the Speaker in the Chair.

CONFEREES AND ADVISORS APPOINTED

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed House Bills (the Representative listed first is the Chair):

EHB 1025	Conferees:	Aylesworth and Harris
	Advisors:	Saunders, Abbott, Sullivan, Campbell, Hamilton
EHB 1078	Conferees:	Steuerwald and Goodin
	Advisors:	Lauer, Young, Hatcher, Pierce
EHB 1114	Conferees:	Miller and Pierce
	Advisors:	McNamara and Bartels, Beck and Hatcher
EHB 1171	Conferees:	Morris and Beck
	Advisors:	Judy, Goodrich, DeVon, Lyness, Bartlett, Deal, Moseley

- EHB 1198 Conferees: Frizzell, Summers
Advisors: McNamara, Steuerwald, Boy, Jackson, Wright
- EHB 1209 Conferees: Schaibley and Goodin
Advisors: Abbott, Cook, Jordan, Klinker, Pfaff
- EHB 1629 Conferees: Behning and Pfaff
Advisors: Clere, Jordan, Cook, DeLaney, Klinker
- EHB 1284 Conferees: Lucas and Goodin
Advisors: Smaltz, Torr, DeLaney, Pierce

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

- ESB 80 Conferees: Steuerwald and DeLaney
Advisors: Torr, Leonard, Boy, Moseley
- ESB 233 Conferees: Speedy and Porter
Advisors: Thompson, Cherry, Harris, Klinker
- ESB 518 Conferees: Steuerwald and DeLaney
Advisors: Young, Torr, Dvorak, Hatfield
- ESB 519 Conferees: McNamara and Pierce
Advisors: Leonard, May, Beck, Hatcher
- ESB 562 Conferees: Behning and Klinker
Advisors: Lehman, Goodrich, DeLaney, Pfaff

Representative Goodin, who had been excused, is now present.

ENGROSSED SENATE BILLS ON SECOND READING

Engrossed Senate Bill 613

Representative Lehman called down Engrossed Senate Bill 613 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 613-2)

Mr. Speaker: I move that Engrossed Bill 613 be amended to read as follows:

Page 49, line 35, delete "an" and insert **"a consecutive"**.

Page 55, line 6, reset in roman "small".

Page 55, line 7, reset in roman "small".

Page 55, line 8, reset in roman "small".

Page 55, line 9, reset in roman "small".

Page 55, line 23, delete "renewal with a borrower." and insert "renewal of:

(i) a small loan; or

(ii) a consecutive unsecured consumer installment loan; with a borrower."

(Reference is to ESB 613 as printed April 9, 2019.)

LEHMAN

Upon request of Representatives Pierce and Pryor, the Speaker ordered the roll of the House to be called. Roll Call 488: yeas 40, nays 52. Motion failed.

HOUSE MOTION (Amendment 613-3)

Mr. Speaker: I move that Engrossed Senate Bill 613 be amended to read as follows:

Page 60, line 18, delete "A" and insert **"In addition to the finance charge permitted by subsection (1), a"**.

Page 60, between lines 31 and 32, begin a new line block indented and insert:

"A nonrefundable prepaid finance charge under this subdivision is not considered to be part of the loan finance charge."

Page 61, line 5, after "dishonored." insert **"A charge under this subdivision is not considered to be part of the loan finance charge."**

(Reference is to ESB 613 as printed April 9, 2019.)

LEHMAN

Upon request of Representatives Pryor and Pierce, the Speaker ordered the roll of the House to be called. Roll Call 489: yeas 39, nays 53. Motion failed.

HOUSE MOTION (Amendment 613-1)

Mr. Speaker: I move that Engrossed Senate Bill 613 be amended to read as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning trade regulation.

Delete everything after the enacting clause and insert the following:

SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "UCCC" refers to the Uniform Consumer Credit Code codified at IC 24-4.5.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying revisions to the UCCC. An interim study committee assigned a study under this SECTION may consider the following:

(1) Eliminating indexing provisions for the adjustment of specified dollar amounts throughout the UCCC.

(2) Codifying dollar amounts subject to indexing under the current statute, including dollar amounts for authorized fees and charges.

(3) Changes to:

(A) the authorized credit service charge for consumer credit sales;

(B) the authorized finance charge for consumer loans; and

(C) other fees and charges for consumer financial products.

(4) Authorizing new financial products under the UCCC, including:

(A) unsecured consumer installment loans under IC 24-4.5-7; and

(B) other consumer loan products, however denominated, with:

(i) limited principal amounts; and

(ii) finance or other charges that exceed those otherwise permitted under the UCCC and other Indiana statutes;

subject to appropriate consumer protections.

(5) Other changes to the UCCC recommended by lenders, consumers, the department of financial institutions, and other stakeholders.

(c) This SECTION expires January 1, 2020.

SECTION 2. An emergency is declared for this act.

(Reference is to ESB 613 as printed April 9, 2019.)

HAMILTON

Representative Leonard rose to a point of order, citing Rule 120, stating that the motion was attempting to substitute different subject matter without the written consent of the sponsor. The Speaker ruled the point was well taken. The motion was withdrawn. The bill was ordered engrossed.

Engrossed Senate Bill 567

Representative Behning called down Engrossed Senate Bill 567 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 567-8)

Mr. Speaker: I move that Engrossed Bill 567 be amended to read as follows:

Page 15, delete lines 13 through 42, begin a new paragraph and insert:

"SECTION 13. IC 20-26-13-10, AS AMENDED BY P.L.268-2013, SECTION 1, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) Except as provided in section 11 of this chapter, the four (4) year graduation rate for a cohort in a high school is the percentage determined under STEP FIVE of the following formula:

STEP ONE: Determine the grade 9 enrollment at the beginning of the reporting year three (3) years before the reporting year for which the graduation rate is being determined.

STEP TWO: Add:

- (A) the number determined under STEP ONE; and
- (B) the number of students who:
 - (i) have enrolled in the high school after the date on which the number determined under STEP ONE was determined; and
 - (ii) have the same expected graduation year as the cohort.

STEP THREE: Subtract from the sum determined under STEP TWO the number of students who have left the cohort for any of the following reasons:

- (A) Transfer to another public or nonpublic school.
- (B) Except as provided in IC 20-33-2-28.6 **and subsection (b)**, removal by the student's parents under IC 20-33-2-28 to provide instruction equivalent to that given in the public schools;
- (C) Withdrawal because of a long term medical condition or death.
- (D) Detention by a law enforcement agency or the department of correction.
- (E) Placement by a court order or the department of child services.
- (F) Enrollment in a virtual school.
- (G) Leaving school, if the student attended school in Indiana for less than one (1) school year and the location of the student cannot be determined.
- (H) Leaving school, if the location of the student cannot be determined and the student has been reported to the Indiana clearinghouse for information on missing children and missing endangered adults.
- (I) Withdrawing from school before graduation, if the student is a high ability student (as defined in IC 20-36-1-3) who is a full-time student at an accredited institution of higher education during the semester in which the cohort graduates.

STEP FOUR: Determine the total number of students determined under STEP TWO who have graduated during the current reporting year or a previous reporting year.

STEP FIVE: Divide:

- (A) the number determined under STEP FOUR; by
- (B) the remainder determined under STEP THREE.

(b) This subsection applies to a high school in which:

(1) for a:

- (A) cohort of one hundred (100) students or less, at least ten percent (10%) of the students left a particular cohort for a reason described in subsection (a) STEP THREE clause (B); or**
- (B) cohort of more than one hundred (100) students, at least five percent (5%) of the students left a particular cohort for a reason described in subsection (a) STEP THREE clause (B); and**

(2) the students described in subdivision (1)(A) or (1)(B) are not on track to graduate with their cohort.

A high school must submit a request to the state board in a manner prescribed by the state board requesting that the students described in this subsection be included in the subsection (a) STEP THREE calculation. The state board shall review the request and may grant or deny the request. The state board shall deny the request unless the high school demonstrates good cause to justify that the students described in this subsection should be included in the subsection (a) STEP THREE calculation. If the state board

denies the request the high school may not subtract the students described in this subsection under subsection (a) STEP THREE.

SECTION 14. IC 20-26-13-10.2, AS ADDED BY P.L.229-2007, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10.2. In the reporting year immediately following the determination of a cohort's four (4) year graduation rate under section ~~10~~ **10(a)** of this chapter, the department shall calculate a five (5) year graduation rate for the cohort using the following formula:

STEP ONE: Determine the number determined under STEP FOUR of the formula established in section ~~10~~ **10(a)** of this chapter.

STEP TWO: Add:

- (A) the number determined under STEP ONE; and
- (B) the number of students in the cohort who have graduated during the current reporting year.

STEP THREE: Divide:

- (A) the sum determined under STEP TWO; by
- (B) the remainder determined under STEP THREE of the formula established in section ~~10~~ **10(a)** of this chapter.

SECTION 15. IC 20-26-13-10.5, AS ADDED BY P.L.229-2007, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10.5. In the reporting year immediately following the determination of a cohort's five (5) year graduation rate under section 10.2 of this chapter and each subsequent reporting year, the department shall calculate a six (6) or subsequent year graduation rate for the cohort using the following formula:

STEP ONE: Determine the number determined under STEP TWO of the formula established in section 10.2 of this chapter.

STEP TWO: Add:

- (A) the number determined under STEP ONE; and
- (B) the number of students in the cohort who have graduated during the current reporting year.

STEP THREE: Divide:

- (A) the sum determined under STEP TWO; by
- (B) the remainder determined under STEP THREE of the formula established in section ~~10~~ **10(a)** of this chapter.

SECTION 16. IC 20-26-13-11, AS AMENDED BY P.L.251-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. (a) A student who has left school is not included in clauses (A) through (I) of STEP THREE of the formula established in section ~~10~~ **10(a)** of this chapter unless the school can provide written proof that the student has left the school for one (1) of the reasons set forth in clauses (A) through (I) of STEP THREE of section ~~10~~ **10(a)** of this chapter. If the location of the student is unknown to the school, the principal of the school shall send a certified letter to the last known address of the student, inquiring about the student's whereabouts and status. If the student is not located after the certified letter is delivered or if no response is received, the principal may submit the student's information, including last known address, parent or guardian name, student testing number, and other pertinent data to the state attendance officer. The state attendance officer, using all available state data and any other means available, shall attempt to locate the student and report the student's location and school enrollment status to the principal so that the principal can appropriately send student records to the new school or otherwise document the student's status.

(b) The department shall conduct a review of each school's graduation cohort on a schedule determined by the department.

(c) If a school cannot provide written proof that a student should be included in clauses (A) through (I) of STEP THREE of section ~~10~~ **10(a)** of this chapter, the student is considered a dropout.

SECTION 17. IC 20-26-13-11.3, AS ADDED BY P.L.251-2017, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11.3. (a) A school may not classify a student as, or apply an exit code or description to a student that indicates that the student is, leaving a cohort for the reason described in section ~~10~~ **10(a)** STEP THREE clause (B) of this chapter unless the school has substantial evidence that the parent or guardian of the student initiated the student leaving the cohort.

(b) Upon request by the department, the school shall provide a copy of evidence described in subsection (a) for any student the school classifies, or to whom the school applies an exit code or description, as described in subsection (a).

SECTION 18. IC 20-26-13-13, AS AMENDED BY P.L.229-2007, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. For any school that cannot provide written proof supporting the school's determination to include a student under any one (1) of clauses (A) through (I) of STEP THREE of section ~~10~~ **10(a)** of this chapter, the department shall require the publication of the corrected graduation rate in the next school year's report required under IC 20-20-8-3."

Delete page 16.

Page 17, delete lines 1 through 19.

Renumber all SECTIONS consecutively.

(Reference is to ESB 567 as printed April 8, 2019.)

LEHMAN

Motion prevailed.

HOUSE MOTION
(Amendment 567-9)

Mr. Speaker: I move that Engrossed Senate Bill 567 be amended to read as follows:

Page 9, between lines 16 and 17, begin a new paragraph and insert:

"SECTION 8. IC 20-24-4-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) This section:

- (1) applies to a charter for a virtual charter school; and
- (2) does not apply to a charter agreement entered into before July 1, 2019.

(b) A charter agreement may not permit any of the following:

- (1) An extension of a charter agreement for a period of time after the revocation or nonrenewal, based upon mismanagement or repeated academic failure, to allow the organizer to seek a new authorizer.
- (2) Subject to IC 20-24-9-4.5, allowing the virtual charter school to operate or accept new students after the revocation, nonrenewal, or expiration of a charter."

Renumber all SECTIONS consecutively.

(Reference is to ESB 567 as printed April 8, 2019.)

DELANEY

Upon request of Representatives Pryor and Pierce, the Speaker ordered the roll of the House to be called. Roll Call 490: yeas 31, nays 60. Motion failed.

HOUSE MOTION
(Amendment 567-10)

Mr. Speaker: I move that Engrossed Senate Bill 567 be amended to read as follows:

Page 18, after line 17, begin a new paragraph and insert:

"SECTION 18. [EFFECTIVE UPON PASSAGE] (a) The definitions in IC 20 apply throughout this SECTION.

(b) The legislative council is urged to assign to an appropriate interim study committee the task of studying and analyzing the financing and expenditures of virtual schools, including but not limited to virtual charter schools, with a focus on the allocation of revenue to:

- (1) the classroom;
- (2) outside contractors;
- (3) administrative salaries; and
- (4) related party transactions.

(c) This SECTION expires January 1, 2020.

SECTION 19. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to ESB 567 as printed April 8, 2019.)

DELANEY

Motion prevailed.

HOUSE MOTION
(Amendment 567-11)

Mr. Speaker: I move that Engrossed Senate Bill 567 be amended to read as follows:

Page 18, after line 17, begin a new paragraph and insert:

"SECTION 18. IC 20-32-2.2 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 2.2. Academic Progress of Virtual School Students

Sec. 1. This chapter applies to a student who attends a:

- (1) virtual charter school (as defined in IC 20-24-1-10); or
- (2) virtual education program (as defined in IC 20-19-8-1).

Sec. 2. A parent of a student, or in the case of an emancipated student, the student, who attends a virtual charter school (as defined in IC 20-24-1-10) or a virtual education program (as defined in IC 20-19-8-1) must register with a school corporation, charter school (not including a virtual charter school), or an accredited nonpublic school and meet with a designee of the school at least two (2) times each school year to:

- (1) discuss and review the student's academic progress; and
- (2) be advised regarding the student's academic progress."

(Reference is to ESB 567 as printed April 8, 2019.)

DELANEY

Motion failed.

HOUSE MOTION
(Amendment 567-2)

Mr. Speaker: I move that Engrossed Senate Bill 567 be amended to read as follows:

Page 3, between lines 17 and 18, begin a new paragraph and insert:

"SECTION 2. IC 20-24-1-2.5, AS AMENDED BY P.L.221-2015, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2.5. "Authorizer" means, for a charter school, one (1) of the following:

- (1) Subject to IC 20-24-2.2-1.2, a governing body.
- (2) A state educational institution that offers a four (4) year baccalaureate degree.
- (3) The executive (as defined in IC 36-1-2-5) of a consolidated city.
- (4) The charter board.
- (5) Subject to IC 20-24-2.2-1.2, a governing board of a nonprofit college or university that provides a four (4) year educational program for which it awards a baccalaureate or more advanced degree, including the following:

Anderson University
Bethel College
Butler University
Calumet College of St. Joseph
DePauw University
Earlham College

Franklin College
 Goshen College
 Grace College
 Hanover College
 Holy Cross College
 Huntington University
 Indiana Tech
 Indiana Wesleyan University
 Manchester College
 Marian University
 Martin University
 Oakland City University
 Rose-Hulman Institute of Technology
 Saint Joseph's College
 Saint Mary-of-the-Woods College
 Saint Mary's College
 Taylor University
 Trine University
 University of Evansville
 University of Indianapolis
 University of Notre Dame
 University of Saint Francis
 Valparaiso University
 Wabash College.

(6) After June 30, 2019, for a virtual charter school, the department."

Page 6, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 9. IC 20-24-3-1, AS AMENDED BY P.L.280-2013, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. **(a) Except as provided in subsection (b),** an authorizer may grant a charter to an organizer to operate a charter school under this article.

(b) After June 30, 2019, notwithstanding any other law, an authorizer described in IC 20-24-1-2.5(1) through IC 20-24-1-2.5(5) may not authorize or renew a charter for a virtual charter school."

Page 12, line 2, strike "any statewide authorizer in accordance with the".

Page 12, line 3, strike "authorizer's guidelines."

Page 12, line 3, delete "After June 30, 2019, a virtual charter school" and insert **"the department."**

Page 12, delete lines 4 through 7.

Renumber all SECTIONS consecutively.

(Reference is to ESB 567 as printed April 8, 2019.)

DELANEY

Upon request of Representatives Pryor and Porter, the Speaker ordered the roll of the House to be called. Roll Call 491: yeas 28, nays 63. Motion failed. The bill was ordered engrossed.

Engrossed Senate Bill 566

Representative Pressel called down Engrossed Senate Bill 566 for second reading. The bill was read a second time by title.

HOUSE MOTION
 (Amendment 566-5)

Mr. Speaker: I move that Engrossed Senate Bill 566 be amended to read as follows:

Page 1, line 6, delete "regarding the requirements of the" and insert **"for a"**.

Page 2, line 13, delete "within six (6)".

Page 2, line 14, delete "months after receiving the request".

Page 3, line 20, delete "accomplish the requirements of the report and this" and insert **"prepare the report."**

Page 3, delete line 21.

Page 3, line 29, delete "with" and insert **"to"**.

Page 3, line 38, delete "program;" and insert **"program, including:**

(A) employers;

(B) home builders;
(C) housing experts; and
(D) organizations with experience in developing affordable housing;".

Page 3, line 40, delete "corporation organizations" and insert **"corporations"**.

Page 4, delete lines 12 through 15.

Page 4, line 16, delete "(i)" and insert **"(h)"**.

Page 5, line 7, delete "A lien may not be placed upon any" and insert **"The"**.

Page 5, line 8, after "program" insert **"may not be encumbered, used as collateral, subjected to a monetary assessment, or otherwise restricted in any way"**.

Page 5, line 11, delete "program." and insert **"program, including any:**

(1) lien;

(2) mortgage;

(3) covenant;

(4) special assessment; or

(5) restriction on a homeowner's right to appeal a property tax assessment or other property tax issue affecting a homeowner's liability for property taxes."

Page 5, line 14, delete "(a) This section applies only to counties having a".

Page 5, delete line 15.

Page 5, line 16, delete "(b)".

Page 5, run in lines 14 through 16.

Page 5, line 23, delete "housing;" and insert **"housing, including housing that is affordable to the majority of the local workforce;"**.

(Reference is to ESB 566 as printed April 8, 2019.)

PRYOR

Motion prevailed.

HOUSE MOTION
 (Amendment 566-4)

Mr. Speaker: I move that Engrossed Senate Bill 566 be amended to read as follows:

Page 8, after line 17, begin a new paragraph and insert:

"SECTION 8. IC 36-7-39 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 39. Cultural, Recreational, and Educational Sustainment Areas

Sec. 1. As used in this chapter, "adopting county" means an eligible county that has designated a tax area under section 8 of this chapter.

Sec. 2. As used in this chapter, "adopting municipality" means an eligible municipality that has designated a tax area under section 8 of this chapter.

Sec. 3. As used in this chapter, "department" refers to the department of state revenue.

Sec. 4. As used in this chapter, "eligible county" means Lake County or St. Joseph County.

Sec. 5. As used in this chapter, "eligible municipality" means a municipality located in an eligible county.

Sec. 6. As used in this chapter, "qualified tax revenue" means:

(1) the aggregate amount of state gross retail and use taxes remitted under IC 6-2.5 by the businesses operating in a tax area during the previous state fiscal year; and

(2) the aggregate amount of the adjusted gross income tax paid by employees employed in the tax area with respect to wages and salary earned for work in the tax area for the previous state fiscal year.

Sec. 7. As used in this chapter, "tax area" means a geographic area designated as a cultural, recreational, and educational sustainment area under section 8 of this chapter.

Sec. 8. (a) The fiscal body of an eligible county or municipality may adopt an ordinance that designates the eligible county or municipality as a cultural, recreational, and educational sustainment area.

(b) The boundaries of a tax area are:

- (1) the unincorporated area of the county, in the case of a county that adopts an ordinance under subsection (a); or
- (2) coterminous with the boundaries of a municipality, in the case of a municipality that adopts an ordinance under subsection (a).

(c) A tax area established under this section expires on the earlier of:

- (1) the expiration date specified in the ordinance adopted under this section; or
- (2) the tenth anniversary of the effective date of the ordinance.

(d) An eligible county or municipality may establish a tax area under this section only once.

Sec. 9. The fiscal body of an adopting county or municipality may adopt an ordinance to abolish an existing tax area.

Sec. 10. If the fiscal body of an eligible county or municipality adopts an ordinance under this chapter, the fiscal officer of the eligible county or municipality shall promptly transmit a copy of the ordinance to the department in the manner prescribed by the department.

Sec. 11. (a) Beginning in 2020, on or before October 1 of each year, the department shall determine the qualified tax revenue amount for the previous state fiscal year for each tax area designated under this chapter.

(b) Taxpayers operating in a tax area shall report annually, in the manner and in the form prescribed by the department, information that the department determines is necessary to calculate the amount.

(c) A taxpayer operating in a tax area that files a consolidated tax return with the department shall also file annually an informational return with the department for each business location of the taxpayer within the tax area.

(d) If a taxpayer fails to report the information required by this section, the department shall use the best information available in calculating the qualified tax revenue amount.

Sec. 12. (a) The treasurer of state shall establish a qualified tax revenue fund for each tax area designated under this chapter. The treasurer of state shall administer the fund.

(b) Beginning in 2021, on or before January 15 of each year, the department of local government finance shall determine the amount of the loss for each tax area for the previous calendar year for the treasurer's use under subsection (c).

(c) Beginning in 2021, on or before January 25 of each year, the treasurer of state shall transfer from the state general fund to the qualified tax revenue fund established for each tax area under subsection (a), an amount equal to the amount of loss from the previous calendar year attributable to the expiration of the exemption from the property tax caps for property taxes imposed to pay debt service or make lease payments under IC 6-1.1-20.6-7.5(c) for the tax area. The amount transferred for a particular tax area may not exceed the amount determined under section 11 of this chapter for that tax area.

(d) Beginning in 2021, on or before February 1 of each year, all amounts held in the qualified tax revenue fund established for a tax area shall be distributed to the fiscal officer of the adopting county or municipality that established the tax area for deposit in the tax area fund established under section 13 of this chapter.

Sec. 13. (a) The fiscal officer of an adopting county or municipality shall establish a tax area fund to receive money distributed to the adopting county or municipality under

section 12 of this chapter.

(b) Money deposited in the tax area fund may be used by the adopting county or municipality for any lawful purpose."

Renumber all SECTIONS consecutively.

(Reference is to ESB 566 as printed April 8, 2019.)

BAUER

Motion failed. The bill was ordered engrossed.

Engrossed Senate Bill 560

Representative Wesco called down Engrossed Senate Bill 560 for second reading. The bill was read a second time by title.

HOUSE MOTION

(Amendment 560-14)

Mr. Speaker: I move that Engrossed Bill 560 be amended to read as follows:

Page 3, delete lines 38 through 42.

Page 4, delete lines 1 through 6.

Page 13, delete lines 24 through 42.

Page 14, delete lines 1 through 19.

Renumber all SECTIONS consecutively.

(Reference is to ESB 560 as printed April 8, 2019.)

BAIRD

Motion prevailed.

HOUSE MOTION

(Amendment 560-9)

Mr. Speaker: I move that Engrossed Senate Bill 560 be amended to read as follows:

Page 91, delete lines 5 through 42.

Page 92, delete lines 1 through 16.

Renumber all SECTIONS consecutively.

(Reference is to ESB 560 as printed April 8, 2019.)

MOSELEY

Upon request of Representatives Pryor and Porter, the Speaker ordered the roll of the House to be called. Roll Call 492: yeas 30, nays 61. Motion failed.

HOUSE MOTION

(Amendment 560-8)

Mr. Speaker: I move that Engrossed Senate Bill 560 be amended to read as follows:

Page 1, after line 15, begin a new paragraph and insert:

"SECTION 2. IC 3-5-2-40.5, AS AMENDED BY P.L.76-2014, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 40.5. (a) Except as provided in subsection (b), "proof of identification" refers to a document that satisfies all the following:

(1) The document shows the name of the individual to whom the document was issued, and the name conforms to the name in the individual's voter registration record.

(2) The document shows a photograph of the individual to whom the document was issued.

(3) The document includes an expiration date, and the document:

(A) is not expired; or

(B) expired after the date of the most recent general election.

(4) The document was issued by any of the following:

(A) The United States. ~~or~~

(B) The state of Indiana.

(C) A state educational institution.

(D) An approved postsecondary educational institution (as defined in IC 21-7-13-6).

(b) Notwithstanding subsection (a)(3), a document issued by the United States Department of Defense, the United States Department of Veterans Affairs (or its predecessor, the Veterans Administration), a branch of the uniformed services, the Merchant Marine, or the Indiana National Guard that:

(1) otherwise complies with the requirements of subsection (a); and

(2) has no expiration date or states that the document has an indefinite expiration date;

is sufficient proof of identification for purposes of this title.

(c) Notwithstanding subsection (a)(3), a document issued by a state educational institution or an approved postsecondary educational institution (as defined in IC 21-7-13-6) that:

(1) otherwise complies with the requirements of subsection (a); and

(2) has no expiration date or states that the document has an indefinite expiration date;

is sufficient proof of identification for purposes of this title."

Renumber all SECTIONS consecutively.

(Reference is to ESB 560 as printed April 8, 2019.)

MOSELEY

Upon request of Representatives Mahan and Pryor, the Speaker ordered the roll of the House to be called. Roll Call 493: yeas 27, nays 66. Motion failed.

HOUSE MOTION (Amendment 560-1)

Mr. Speaker: I move that Engrossed Senate Bill 560 be amended to read as follows:

Page 65, line 38, delete "." and insert **"if the voter's name is known."**

Page 74, line 2, delete "." and insert **"if the voter's name is known."**

Page 75, line 26, delete "." and insert **"if the voter's name is known."**

Page 85, line 3, delete "JULY 1, 2019" and insert "MAY 1, 2019 (RETROACTIVE)".

(Reference is to ESB 560 as printed April 8, 2019.)

BOY

Motion prevailed.

HOUSE MOTION (Amendment 560-17)

Mr. Speaker: I move that Engrossed Senate Bill 560 be amended to read as follows:

Page 30, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 44. IC 3-10-4-7, AS AMENDED BY P.L.201-2017, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) The presidential electors and alternate presidential electors who are elected **at a general election under this chapter or under IC 3-10-4.5** shall assemble in the chamber of the Indiana house of representatives on the first Monday after the second Wednesday in December as provided by 3 U.S.C. 7, or on another day fixed by the Congress of the United States, at 10 a.m. to elect the President and Vice President of the United States.

(b) The secretary of state, or an individual designated by the secretary, shall preside at this meeting. The election division shall assist the secretary in conducting the election and in certifying and transmitting the results in accordance with federal law.

(c) As provided by 3 U.S.C. 6, the governor shall deliver to the presidential electors present six (6) duplicate originals of the certificate of ascertainment of appointment of the presidential electors mailed to the Archivist of the United States.

SECTION 45. IC 3-10-4.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 4.5. Agreement Among the States to Elect the President by National Popular Vote

Sec. 1. The Agreement Among the States to Elect the President by National Popular Vote is enacted and entered

into by the state of Indiana with all other states joining the agreement in the form substantially as set forth in section 2 of this chapter.

Sec. 2. Agreement Among the States to Elect the President by National Popular Vote.

Article I: Membership.

Any state of the United States may become a member of this agreement by enacting this agreement.

Article II: Right of the People in Member States to Vote for President and Vice President.

Each member state shall conduct a statewide popular election for President and Vice President of the United States.

Article III: Manner of Appointing Presidential Electors in Member States.

Before the time set by law for the meeting and voting by the presidential electors, the chief election official of each member state shall determine the number of votes for each presidential slate in each state of the United States in which votes have been cast in a statewide popular election and shall add such votes together to produce a national popular vote total for each presidential slate.

The chief election official of each member state shall designate the presidential slate with the largest national popular vote total as the national popular vote winner.

The presidential elector certifying official of each member state shall certify the appointment in that official's own state of the elector slate nominated in that state in association with the national popular vote winner.

At least six (6) days before the day fixed by law for the meeting and voting by the presidential electors, each member state shall make a final determination of the number of popular votes cast in the state for each presidential slate and shall communicate an official statement of such determination within twenty-four (24) hours to the chief election official of each other member state.

The chief election official of each member state shall treat as conclusive an official statement containing the number of popular votes in a state for each presidential slate made by the day established by federal law for making a state's final determination conclusive as to the counting of electoral votes by Congress.

If there is a tie for the national popular vote winner, the presidential elector certifying official of each member state shall certify the appointment of the elector slate nominated in association with the presidential slate receiving the largest number of popular votes within that official's own state.

If, for any reason, the number of presidential electors nominated in a member state in association with the national popular vote winner is less than or greater than that state's number of electoral votes, the presidential candidate on the presidential slate that has been designated as the national popular vote winner shall have the power to nominate the presidential electors for that state, and that state's presidential elector certifying official shall certify the appointment of such nominees. The chief election official of each member state shall immediately release to the public all vote counts or statements of votes as they are determined or obtained.

This article governs the appointment of presidential electors in each member state in any year in which this agreement is, on July 20, in effect in states cumulatively possessing a majority of the electoral votes.

Article IV: Other Provisions.

This agreement takes effect when states cumulatively possessing a majority of the electoral votes have enacted this agreement in substantially the same form and the enactments by such states have taken effect in each state.

Any member state may withdraw from this agreement,

except that a withdrawal occurring six (6) months or less before the end of a President's term shall not become effective until a President or Vice President shall have been qualified to serve the next term.

The chief executive of each member state shall promptly notify the chief executive of all other states of when this agreement has been enacted and has taken effect in that official's state, when the state has withdrawn from this agreement, and when this agreement takes effect generally.

This agreement shall terminate if the electoral college is abolished.

If any provision of this agreement is held invalid, the remaining provisions are not affected.

Article V: Definitions.

For purposes of this agreement:

"Chief election official" means the state official or body that is authorized to certify the total number of popular votes for each presidential slate.

"Chief executive" means the governor of a state of the United States or the mayor of the District of Columbia.

"Elector slate" means a slate of candidates who have been nominated in a state for the position of presidential elector in association with a presidential slate.

"Presidential elector" means an elector for President and Vice President of the United States.

"Presidential elector certifying official" means the state official or body that is authorized to certify the appointment of the state's presidential electors.

"Presidential slate" means a slate of two (2) persons, the first of whom has been nominated as a candidate for President of the United States and the second of whom has been nominated as a candidate for Vice President of the United States, or any legal successors to such persons, regardless of whether both names appear on the ballot presented to the voter in a particular state.

"State" means a state of the United States and the District of Columbia.

"Statewide popular election" means a general election in which votes are cast for presidential slates by individual voters and counted on a statewide basis."

Page 98, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 151. IC 3-12-5-7, AS AMENDED BY P.L.201-2017, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) Upon receipt of the certified statements from the circuit court clerks under section 6 of this chapter and not later than noon of the last Tuesday in November, the election division shall tabulate the number of votes cast for each candidate for **each of the following:**

(1) ~~presidential electors and alternate presidential electors;~~
The President of the United States.

(2) A state office other than governor and lieutenant governor. ~~and~~

(3) A local office for which a declaration of candidacy must be filed with the election division under IC 3-8-2.

(b) Immediately following the election division's tabulation, the secretary of state shall certify to the governor the following:

(1) The candidate receiving the highest number of votes for each office.

(2) The votes for each of the other candidates for President and Vice President of the United States.

(3) The names of the electors and the alternate electors for President of the United States determined under IC 3-10-4 or IC 3-10-4.5."

Renumber all SECTIONS consecutively.

(Reference is to ESB 560 as printed April 8, 2019.)

PIERCE

Upon request of Representatives Mahan and Manning, the Speaker ordered the roll of the House to be called. Roll

Call 494: yeas 28, nays 65. Motion failed. The bill was ordered engrossed.

Engrossed Senate Bill 554

Representative Clere called down Engrossed Senate Bill 554 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 554-11)

Mr. Speaker: I move that Engrossed Senate Bill 554 be amended to read as follows:

Page 2, between lines 38 through 39, begin a new paragraph and insert:

"SECTION 3. IC 24-5-27 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 27. Ticket Sales

Sec. 1. This chapter does not apply to tickets issued for athletic or sporting events.

Sec. 2. As used in this chapter, "Internet domain name" means a globally unique, hierarchical reference to an Internet host or service, which is assigned through centralized Internet naming authorities and which is comprised of a series of character strings separated by periods, with the right most string specifying the top of the hierarchy.

Sec. 3. As used in this chapter, "person" means an individual, a corporation, a business trust, an estate, a trust, a partnership, an association, a nonprofit corporation or organization, a cooperative, or any other legal entity.

Sec. 4. As used in this chapter, "resale of tickets" means the act of selling a valid and previously purchased ticket to a person who is not:

- (1) the original purchaser of the ticket; or
- (2) the ticket issuer.

Sec. 5. As used in this chapter, "ticket issuer" means any person that makes tickets available, directly or indirectly, for an entertainment event. The term includes the following:

- (1) The operator of a venue.
- (2) The sponsor or promoter of an entertainment event.
- (3) A theater company, musical group, or similar participant in an entertainment event.
- (4) An agent of any person or entity described in subdivisions (1) through (3).

Sec. 6. As used in this chapter, "ticket platform" means a marketplace that enables consumers to purchase and sell tickets.

Sec. 7. As used in this chapter, "ticket web site" means an Internet web site:

- (1) advertising the sale of tickets;
- (2) offering the sale of tickets; or
- (3) offering tickets for resale;

to an event in this state.

Sec. 8. As used in this chapter, "URL" means an Internet web site's uniform resource locator.

Sec. 9. As used in this chapter, "venue" means an arena, stadium, theater, concert hall, or other place of exhibition or performance in this state.

Sec. 10. As used in this chapter, "web site operator" means a person:

- (1) owning;
- (2) operating; or
- (3) controlling;

a ticket web site for an event scheduled at a venue.

Sec. 11. (a) A ticket issuer shall not issue a ticket exclusively through a delivery method that substantially prevents the ticket purchaser from lawfully transferring or reselling the ticket through the following methods:

- (1) Independently of the ticket issuer.
- (2) A ticketing platform chosen by the ticket

purchaser.

(b) A person shall not be discriminated against or denied admission to an event solely because the person:

- (1) transferred or resold a ticket; or
- (2) purchased or received a transferred or resold ticket;

on a specific platform.

Sec. 12. (a) This section does not apply to a web site operator that is authorized by the venue to be acting upon the venue's behalf.

(b) A web site operator may not intentionally use an Internet domain name or any subdomain in a ticket web site's URL that contains any of the following:

- (1) The name of the venue.
- (2) The name of the exhibition or performance.
- (3) The name of the person or entity scheduled to perform or appear at the venue.
- (4) Any name substantially similar to the name of the venue, exhibition, or performance.

(c) A person who violates this section commits a deceptive act that is actionable by the attorney general and is subject to the remedies and penalties under IC 24-5-0.5."

Page 4, delete lines 23 through 42.

Delete page 5.

Renumber all SECTIONS consecutively.

(Reference is to ESB 554 as printed April 8, 2019.)

MORRISON

Representative Leonard rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was not well taken.

The question was on the motion of Representative Morrison. Motion prevailed. The bill was ordered engrossed.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 4:18 p.m. with the Speaker Pro Tempore in the Chair.

Upon request of Representative Pierce, the Speaker ordered the roll of the House to be called to determine the presence or absence of a quorum. Roll Call 495: 71 present. The Speaker declared a quorum present.

The Speaker yielded the gavel to the Deputy Speaker Pro Tempore, Representative Karickhoff.

Speaker Bosma, who had been present, is now excused.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 609

Representative Clere called down Engrossed Senate Bill 609 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 47, I request to be excused from voting on the question of Engrossed Senate Bill 609. Pursuant to House Rule 46, the reason for the request is the following:

I have a conflict of interest in the matter before the House which could reasonably be expected to have a unique, direct and substantial effect on my income.

BARTELS

Motion prevailed.

Roll Call 496: yeas 76, nays 14. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 565

Representative Huston called down Engrossed Senate Bill 565 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 47, I request to be excused from voting on the question of Engrossed Senate Bill 565. Pursuant to House Rule 46, the reason for the request is the following:

I have a conflict of interest in the matter before the House which could reasonable be expected to have a unique, direct and substantial effect on my income.

EBERHART

Motion prevailed.

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 47, I request to be excused from voting on the question of Engrossed Senate Bill 565. Pursuant to House Rule 46, the reason for the request is the following:

I have a conflict of interest in the matter before the House which could reasonable be expected to have a unique, direct and substantial effect on my income.

SMALTZ

Motion prevailed.

Roll Call 497: yeas 58, nays 30. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Representative Wolkins, who had been present, is now excused.

Representative Moed, who had been excused, is now present.

Engrossed Senate Bill 390

Representative Goodrich called down Engrossed Senate Bill 390 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 498: yeas 59, nays 33. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

Engrossed Senate Bill 7

Representative Huston called down Engrossed Senate Bill 7 for third reading:

A BILL FOR AN ACT concerning economic development and to make an appropriation.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Dear Chairwoman Negele and Representative Errington,

I am writing to inform you that the Indy Eleven soccer team has been, and several of the owners of the Indy Eleven soccer team currently are, clients of the law firm of Kroger Gardis & Regas, LLP, where I am a partner. I have previously represented Indy Eleven on numerous issues, including its application for a Major League Soccer franchise, and have worked with Keystone Construction Corporation and its affiliates and other owners of Indy Eleven on various matters unrelated to Indy Eleven. Indy Eleven and its owners are currently advocating for portions of Senate Bill 7. Although I do not have a direct personal or pecuniary interest in Senate Bill 7 as anticipated by House Rule 169, as I have participated directly in the legal representation of the foregoing individuals and entities, I believe it is in the best interest of the House of Representatives that I do not participate in proceedings regarding the bill. Therefore, I do not intend to preside when the bill is on Second or Third Reading, or during the adoption of any concurrence or conference committee report relating thereto, and I will ask to be excused from voting.

I have carefully considered this course of action and believe it is appropriate to safeguard the public's trust in the Indiana House of Representatives. In order to further institutional transparency, please post this letter on the House Committee on Legislative Ethics website. Thank you for your attention to this matter.

Very truly yours,

Brian C. Bosma
Speaker of the House
121st General Assembly

CC: Phil GiaQuinta, Minority Leader

Greg Steuerwald, Member of the Statutory Committee on Ethics

Karen Engleman, Member of the Statutory Committee on Ethics

Terri Austin, Member of the Statutory Committee on Ethics

Matt Pierce, Member of the Statutory Committee on Ethics
Bob Rudolph, Chief Counsel Office of Legislative Ethics

Roll Call 499: yeas 79, nays 13. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

ENGROSSED SENATE BILLS ON SECOND READING

Engrossed Senate Bill 79

Representative Speedy called down Engrossed Senate Bill 79 for second reading. The bill was re-read a second time by title.

HOUSE MOTION (Amendment 79-4)

Mr. Speaker: I move that Engrossed Senate Bill 79 be amended to read as follows:

Page 2, line 7, after "of" insert "**a complaint or**".

Page 2, line 7, after "an" insert "**internal**".

Page 2, line 9, after "department," insert "**as described in**

subsection (a),".

Page 2, delete lines 21 through 24, begin a new line block indented and insert:

"(4) The interviewing officer shall present the police officer with a statement of rights to be signed by the interviewing officer and the police officer. The statement of rights must be in substantially the following form:"

Page 3, delete lines 9 through 42, begin a new line block indented and insert:

"(5) In a noncriminal case, once a police officer is scheduled for an interview under this subsection, the officer in charge of the investigation must provide the police officer with a copy of the complaint, if one exists. In a criminal case, the officer in charge of the investigation must inform the police officer of the nature of the complaint. The officer in charge of the investigation is not required to disclose the name of the complainant to the police officer.

(6) An interview session shall be for a reasonable duration of time and must allow for personal necessities and rest periods as reasonably necessary.

(7) An interview of a police officer as described in this subsection shall be tape recorded at the request of either party. A written transcript must be provided to the police officer upon request, at no cost to the police officer.

(8) If at the time of the interview the police officer is under arrest or in custody, the interviewing officer must completely inform the police officer of the police officer's federal and state constitutional rights regarding self-incrimination prior to the commencement of the interview.

(9) A police officer may not be required to waive any immunities under federal or state law at any point in an investigation.

(10) A question posed to a police officer must specifically, directly, and narrowly relate to the performance of duties or fitness for service as a police officer.

(11) A police officer shall have the right to be represented by an attorney or other representative during an interview where the interview relates to the police officer's continued fitness for law enforcement service. The police officer shall be provided a reasonable period of time to obtain representation, which may not exceed seventy-two (72) hours from the time of request, unless agreed upon by both parties. The attorney or representative may not participate in the interview, except to advise the police officer.

Sec. 6. This chapter does not affect a contract executed or renewed before July 1, 2019.

Sec. 7. The rights of a police officer provided by this chapter are in addition to and do not abridge, diminish, or cancel the rights and privileges of a police officer that are provided under contract or any other law.

Sec. 8. Except when on duty or acting in an official capacity and except where otherwise provided by state or federal law, a police officer may not be:

- (1) discouraged from engaging in political activity; or**
- (2) denied the right to choose to refrain from engaging in political activity;**

provided such activities do not impede or impair the efficient operation of the police department.

Sec. 9. A police officer may not, except as provided in IC 36-8-3-4 and IC 36-8-10-11, be:

- (1) dismissed;**
- (2) transferred;**
- (3) reassigned;**
- (4) subjected to a personnel action that may result in the loss of pay or benefits; or**

(5) subjected to a disciplinary measure resulting in monetary loss;
unless the police officer is notified of the action and the reason for the action in advance of the effective date of the action.

Sec. 10. A police officer may not be threatened with or subjected to:

(1) discipline; or
(2) denial of a promotion, transfer, or reassignment; for exercising rights granted under this chapter.

Sec. 11. (a) Except as provided in subsection (b), for purposes of a personnel assignment or other personnel action, a police officer may not be required to disclose the possession of property or assets, income, debts, or personal or household expenditures, unless the information is obtained through legal process or indicates a conflict of interest that affects the police officer's performance of official duties.

(b) This section does not apply to inquiries made by authorized agents of a tax collecting agency."

Delete pages 4 through 5.

Renumber all SECTIONS consecutively.

(Reference is to ESB 79 as printed April 5, 2019.)

SPEEDY

Motion prevailed.

HOUSE MOTION (Amendment 79-1)

Mr. Speaker: I move that Engrossed Senate Bill 79 be amended to read as follows:

Page 5, after line 10, begin a new paragraph and insert:

"SECTION 2. IC 36-12-3-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 19. A public library shall adopt a criminal history check policy for employees and volunteers.**"

Renumber all SECTIONS consecutively.

(Reference is to ESB 79 as printed April 5, 2019.)

Representative Dvorak rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was well taken and the motion was ruled out of order. The bill was ordered engrossed.

Engrossed Senate Bill 193

Representative Pressel called down Engrossed Senate Bill 193 for second reading. The bill was re-read a second time by title.

HOUSE MOTION (Amendment 193-3)

Mr. Speaker: I move that Engrossed Senate Bill 193 be amended to read as follows:

Page 1, delete lines 1 through 16.

Delete page 2.

Page 3, delete lines 1 through 4.

Page 9, delete lines 35 through 42.

Delete pages 10 through 19.

Page 20, delete lines 1 through 6.

Renumber all SECTIONS consecutively.

(Reference is to ESB 193 as reprinted April 9, 2019.)

PRESSEL

Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 220

Representative May called down Engrossed Senate Bill 220 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Representative Moed, who had been present, is now excused.

Engrossed Senate Bill 392

Representative Carbaugh called down Engrossed Senate Bill 392 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 392-4)

Mr. Speaker: I move that Engrossed Bill 392 be amended to read as follows:

Page 2, line 3, delete "Notwithstanding" and insert "**Except as provided in subsection (c), notwithstanding**".

Page 2, between lines 11 and 12, begin a new paragraph and insert:

"(c) To the extent that the provisions described in subsection (b) conflict with IC 5-10-8.2, IC 27-8-5.1, and IC 27-13-7.1, IC 5-10-8.2, IC 27-8-5.1, and IC 27-13-7.1 are controlling.

Page 2, line 15, delete "Status".

Page 2, line 16, after "1." insert "**This chapter applies beginning twelve (12) months after the date on which the provisions of the federal Patient Protection and Affordable Care Act (as defined in IC 4-1-21-1) described in IC 4-1-12-5(b) are repealed or are otherwise no longer in effect.**"

Sec. 2."

Page 2, line 18, delete "2." and insert "3."

Page 2, line 21, delete "3." and insert "4."

Page 2, line 24, delete "4." and insert "5."

Page 2, line 32, delete "5." and insert "6."

Page 2, line 35, delete "6." and insert "7."

Page 3, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 4. IC 27-1-20-36, AS ADDED BY P.L.81-2012, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 36. (a) As used in this section, "health insurance" means the kind of coverage provided under a health insurance plan.

(b) As used in this section, "health insurance plan" means any of the following:

(1) An individual policy of accident and sickness insurance (as defined in IC 27-8-5-1). However, the term does not include the coverages described in ~~IC 27-8-5-2.5(a)~~; **IC 27-8-5.1-2(b)**.

(2) An individual contract (as defined in IC 27-13-1-21).

(c) As used in this section, "insurer" is limited to a person that enters into, issues, or delivers a health insurance plan on an individual basis in Indiana.

(d) An insurer shall, at least one hundred eighty (180) days before withdrawing from the individual health insurance market in Indiana, provide to the department written notice of the insurer's intent to withdraw."

Page 3, between lines 41 and 42, begin a new paragraph and insert:

"SECTION 6. IC 27-1-37.5-5, AS ADDED BY P.L.77-2018, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) As used in this chapter, "health plan" means any of the following that provides coverage for health care services:

(1) A policy of accident and sickness insurance (as defined in IC 27-8-5-1). However, the term does not include the coverages described in ~~IC 27-8-5-2.5(a)~~; **IC 27-8-5.1-2(b)**.

(2) A contract with a health maintenance organization (as defined in IC 27-13-1-19) that provides coverage for basic health care services (as defined in IC 27-13-1-4).

(b) The term includes a person that administers any of the following:

(1) A policy described in subsection (a)(1).

(2) A contract described in subsection (a)(2).

(3) A self-insurance program established under IC 5-10-8-7(b) to provide health care coverage.

SECTION 7. IC 27-4-1-4, AS AMENDED BY P.L.124-2018, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The following are hereby defined as unfair methods of competition and unfair and deceptive acts and practices in the business of insurance:

(1) Making, issuing, circulating, or causing to be made, issued, or circulated, any estimate, illustration, circular, or statement:

(A) misrepresenting the terms of any policy issued or to be issued or the benefits or advantages promised thereby or the dividends or share of the surplus to be received thereon;

(B) making any false or misleading statement as to the dividends or share of surplus previously paid on similar policies;

(C) making any misleading representation or any misrepresentation as to the financial condition of any insurer, or as to the legal reserve system upon which any life insurer operates;

(D) using any name or title of any policy or class of policies misrepresenting the true nature thereof; or

(E) making any misrepresentation to any policyholder insured in any company for the purpose of inducing or tending to induce such policyholder to lapse, forfeit, or surrender the policyholder's insurance.

(2) Making, publishing, disseminating, circulating, or placing before the public, or causing, directly or indirectly, to be made, published, disseminated, circulated, or placed before the public, in a newspaper, magazine, or other publication, or in the form of a notice, circular, pamphlet, letter, or poster, or over any radio or television station, or in any other way, an advertisement, announcement, or statement containing any assertion, representation, or statement with respect to any person in the conduct of the person's insurance business, which is untrue, deceptive, or misleading.

(3) Making, publishing, disseminating, or circulating, directly or indirectly, or aiding, abetting, or encouraging the making, publishing, disseminating, or circulating of any oral or written statement or any pamphlet, circular, article, or literature which is false, or maliciously critical of or derogatory to the financial condition of an insurer, and which is calculated to injure any person engaged in the business of insurance.

(4) Entering into any agreement to commit, or individually or by a concerted action committing any act of boycott, coercion, or intimidation resulting or tending to result in unreasonable restraint of, or a monopoly in, the business of insurance.

(5) Filing with any supervisory or other public official, or making, publishing, disseminating, circulating, or delivering to any person, or placing before the public, or causing directly or indirectly, to be made, published, disseminated, circulated, delivered to any person, or placed before the public, any false statement of financial condition of an insurer with intent to deceive. Making any false entry in any book, report, or statement of any insurer with intent to deceive any agent or examiner lawfully appointed to examine into its condition or into any of its affairs, or any public official to which such insurer is required by law to report, or which has authority by law to examine into its condition or into any of its affairs, or, with like intent, willfully omitting to make a true entry of any material fact pertaining to the business of such insurer in any book, report, or statement of such insurer.

(6) Issuing or delivering or permitting agents, officers, or employees to issue or deliver, agency company stock or other capital stock, or benefit certificates or shares in any common law corporation, or securities or any special or

advisory board contracts or other contracts of any kind promising returns and profits as an inducement to insurance.

(7) Making or permitting any of the following:

(A) Unfair discrimination between individuals of the same class and equal expectation of life in the rates or assessments charged for any contract of life insurance or of life annuity or in the dividends or other benefits payable thereon, or in any other of the terms and conditions of such contract. However, in determining the class, consideration may be given to the nature of the risk, plan of insurance, the actual or expected expense of conducting the business, or any other relevant factor.

(B) Unfair discrimination between individuals of the same class involving essentially the same hazards in the amount of premium, policy fees, assessments, or rates charged or made for any policy or contract of accident or health insurance or in the benefits payable thereunder, or in any of the terms or conditions of such contract, or in any other manner whatever. However, in determining the class, consideration may be given to the nature of the risk, the plan of insurance, the actual or expected expense of conducting the business, or any other relevant factor.

(C) Excessive or inadequate charges for premiums, policy fees, assessments, or rates, or making or permitting any unfair discrimination between persons of the same class involving essentially the same hazards, in the amount of premiums, policy fees, assessments, or rates charged or made for:

(i) policies or contracts of reinsurance or joint reinsurance, or abstract and title insurance;

(ii) policies or contracts of insurance against loss or damage to aircraft, or against liability arising out of the ownership, maintenance, or use of any aircraft, or of vessels or craft, their cargoes, marine builders' risks, marine protection and indemnity, or other risks commonly insured under marine, as distinguished from inland marine, insurance; or

(iii) policies or contracts of any other kind or kinds of insurance whatsoever.

However, nothing contained in clause (C) shall be construed to apply to any of the kinds of insurance referred to in clauses (A) and (B) nor to reinsurance in relation to such kinds of insurance. Nothing in clause (A), (B), or (C) shall be construed as making or permitting any excessive, inadequate, or unfairly discriminatory charge or rate or any charge or rate determined by the department or commissioner to meet the requirements of any other insurance rate regulatory law of this state.

(8) Except as otherwise expressly provided by law, knowingly permitting or offering to make or making any contract or policy of insurance of any kind or kinds whatsoever, including but not in limitation, life annuities, or agreement as to such contract or policy other than as plainly expressed in such contract or policy issued thereon, or paying or allowing, or giving or offering to pay, allow, or give, directly or indirectly, as inducement to such insurance, or annuity, any rebate of premiums payable on the contract, or any special favor or advantage in the dividends, savings, or other benefits thereon, or any valuable consideration or inducement whatever not specified in the contract or policy; or giving, or selling, or purchasing or offering to give, sell, or purchase as inducement to such insurance or annuity or in connection therewith, any stocks, bonds, or other securities of any insurance company or other corporation, association, limited liability company, or partnership, or any dividends, savings, or profits accrued thereon, or anything

of value whatsoever not specified in the contract. Nothing in this subdivision and subdivision (7) shall be construed as including within the definition of discrimination or rebates any of the following practices:

- (A) Paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from nonparticipating insurance, so long as any such bonuses or abatement of premiums are fair and equitable to policyholders and for the best interests of the company and its policyholders.
- (B) In the case of life insurance policies issued on the industrial debit plan, making allowance to policyholders who have continuously for a specified period made premium payments directly to an office of the insurer in an amount which fairly represents the saving in collection expense.
- (C) Readjustment of the rate of premium for a group insurance policy based on the loss or expense experience thereunder, at the end of the first year or of any subsequent year of insurance thereunder, which may be made retroactive only for such policy year.
- (D) Paying by an insurer or insurance producer thereof duly licensed as such under the laws of this state of money, commission, or brokerage, or giving or allowing by an insurer or such licensed insurance producer thereof anything of value, for or on account of the solicitation or negotiation of policies or other contracts of any kind or kinds, to a broker, an insurance producer, or a solicitor duly licensed under the laws of this state, but such broker, insurance producer, or solicitor receiving such consideration shall not pay, give, or allow credit for such consideration as received in whole or in part, directly or indirectly, to the insured by way of rebate.
- (9) Requiring, as a condition precedent to loaning money upon the security of a mortgage upon real property, that the owner of the property to whom the money is to be loaned negotiate any policy of insurance covering such real property through a particular insurance producer or broker or brokers. However, this subdivision shall not prevent the exercise by any lender of the lender's right to approve or disapprove of the insurance company selected by the borrower to underwrite the insurance.
- (10) Entering into any contract, combination in the form of a trust or otherwise, or conspiracy in restraint of commerce in the business of insurance.
- (11) Monopolizing or attempting to monopolize or combining or conspiring with any other person or persons to monopolize any part of commerce in the business of insurance. However, participation as a member, director, or officer in the activities of any nonprofit organization of insurance producers or other workers in the insurance business shall not be interpreted, in itself, to constitute a combination in restraint of trade or as combining to create a monopoly as provided in this subdivision and subdivision (10). The enumeration in this chapter of specific unfair methods of competition and unfair or deceptive acts and practices in the business of insurance is not exclusive or restrictive or intended to limit the powers of the commissioner or department or of any court of review under section 8 of this chapter.
- (12) Requiring as a condition precedent to the sale of real or personal property under any contract of sale, conditional sales contract, or other similar instrument or upon the security of a chattel mortgage, that the buyer of such property negotiate any policy of insurance covering such property through a particular insurance company, insurance producer, or broker or brokers. However, this subdivision shall not prevent the exercise by any seller of such property or the one making a loan thereon of the right

to approve or disapprove of the insurance company selected by the buyer to underwrite the insurance.

(13) Issuing, offering, or participating in a plan to issue or offer, any policy or certificate of insurance of any kind or character as an inducement to the purchase of any property, real, personal, or mixed, or services of any kind, where a charge to the insured is not made for and on account of such policy or certificate of insurance. However, this subdivision shall not apply to any of the following:

- (A) Insurance issued to credit unions or members of credit unions in connection with the purchase of shares in such credit unions.
- (B) Insurance employed as a means of guaranteeing the performance of goods and designed to benefit the purchasers or users of such goods.
- (C) Title insurance.
- (D) Insurance written in connection with an indebtedness and intended as a means of repaying such indebtedness in the event of the death or disability of the insured.
- (E) Insurance provided by or through motorists service clubs or associations.
- (F) Insurance that is provided to the purchaser or holder of an air transportation ticket and that:
 - (i) insures against death or nonfatal injury that occurs during the flight to which the ticket relates;
 - (ii) insures against personal injury or property damage that occurs during travel to or from the airport in a common carrier immediately before or after the flight;
 - (iii) insures against baggage loss during the flight to which the ticket relates; or
 - (iv) insures against a flight cancellation to which the ticket relates.
- (14) Refusing, because of the for-profit status of a hospital or medical facility, to make payments otherwise required to be made under a contract or policy of insurance for charges incurred by an insured in such a for-profit hospital or other for-profit medical facility licensed by the state department of health.
- (15) Refusing to insure an individual, refusing to continue to issue insurance to an individual, limiting the amount, extent, or kind of coverage available to an individual, or charging an individual a different rate for the same coverage, solely because of that individual's blindness or partial blindness, except where the refusal, limitation, or rate differential is based on sound actuarial principles or is related to actual or reasonably anticipated experience.
- (16) Committing or performing, with such frequency as to indicate a general practice, unfair claim settlement practices (as defined in section 4.5 of this chapter).
- (17) Between policy renewal dates, unilaterally canceling an individual's coverage under an individual or group health insurance policy solely because of the individual's medical or physical condition.
- (18) Using a policy form or rider that would permit a cancellation of coverage as described in subdivision (17).
- (19) Violating IC 27-1-22-25, IC 27-1-22-26, or IC 27-1-22-26.1 concerning motor vehicle insurance rates.
- (20) Violating IC 27-8-21-2 concerning advertisements referring to interest rate guarantees.
- (21) Violating IC 27-8-24.3 concerning insurance and health plan coverage for victims of abuse.
- (22) Violating IC 27-8-26 concerning genetic screening or testing.
- (23) Violating IC 27-1-15.6-3(b) concerning licensure of insurance producers.
- (24) Violating IC 27-1-38 concerning depository institutions.

(25) Violating IC 27-8-28-17(c) or IC 27-13-10-8(c) concerning the resolution of an appealed grievance decision.

~~(26) Violating IC 27-8-5-2.5(e) through IC 27-8-5-2.5(j) (expired July 1, 2007; and removed) or IC 27-8-5-19.2 (expired July 1, 2007; and repealed).~~

~~(27) (26)~~ Violating IC 27-2-21 concerning use of credit information.

~~(28) (27)~~ Violating IC 27-4-9-3 concerning recommendations to consumers.

~~(29) (28)~~ Engaging in dishonest or predatory insurance practices in marketing or sales of insurance to members of the United States Armed Forces as:

(A) described in the federal Military Personnel Financial Services Protection Act, P.L.109-290; or

(B) defined in rules adopted under subsection (b).

~~(30) (29)~~ Violating IC 27-8-19.8-20.1 concerning stranger originated life insurance.

~~(31) (30)~~ Violating IC 27-2-22 concerning retained asset accounts.

~~(32) (31)~~ Violating IC 27-8-5-29 concerning health plans offered through a health benefit exchange (as defined in IC 27-19-2-8).

~~(33) (32)~~ Violating a requirement of the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152), that is enforceable by the state.

~~(34) (33)~~ After June 30, 2015, violating IC 27-2-23 concerning unclaimed life insurance, annuity, or retained asset account benefits.

~~(35) (34)~~ Willfully violating IC 27-1-12-46 concerning a life insurance policy or certificate described in IC 27-1-12-46(a).

(b) Except with respect to federal insurance programs under Subchapter III of Chapter 19 of Title 38 of the United States Code, the commissioner may, consistent with the federal Military Personnel Financial Services Protection Act (10 U.S.C. 992 note), adopt rules under IC 4-22-2 to:

(1) define; and

(2) while the members are on a United States military installation or elsewhere in Indiana, protect members of the United States Armed Forces from;

dishonest or predatory insurance practices.

SECTION 8. IC 27-8-5-0.1, AS ADDED BY P.L.220-2011, SECTION 435, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 0.1. The following amendments to this chapter apply as follows:

(1) The amendments made to section 1 of this chapter by P.L.257-1985 apply to insurance policies issued after December 31, 1985.

(2) The amendments made to section 21 of this chapter by P.L.98-1990 apply to a policy issued for delivery in Indiana after June 30, 1990.

(3) The addition of section 23 of this chapter by P.L.152-1990 applies to a statute or rule mandating the offering of health care coverage enacted or adopted after December 31, 1990.

(4) The amendments made to section 23 of this chapter by P.L.119-1991 apply to an insurance policy that is issued or renewed after June 30, 1991.

(5) The addition of section 2.5 of this chapter **(before its repeal)** by P.L.93-1995 applies to all individual accident and sickness policies issued or renewed after December 31, 1997.

(6) The addition of section 2.6 of this chapter (before its repeal) by P.L.93-1995 applies to all individual accident and sickness policies issued or renewed after December 31, 1995.

(7) The amendments made to sections 3 and 19 of this

chapter by P.L.91-1998 apply to all accident and sickness policies in force on April 1, 1998.

(8) The amendments made to section 26 of this chapter by P.L.204-2003 apply to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2003.

(9) The amendments made to section 15.6 of this chapter by P.L.226-2003 apply to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2003.

(10) The amendments made to section 2.5 of this chapter **(before its repeal)** by P.L.127-2006 apply to a certificate of coverage under a nonemployer based association group policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2006.

(11) The amendments made to section 16.5 of this chapter by P.L.127-2006 apply to a certificate of coverage under a nonemployer based association group policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2006.

(12) The amendments made to section 19 of this chapter by P.L.127-2006 apply to a certificate of coverage under a nonemployer based association group policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2006.

(13) The amendments made to section 3 of this chapter by P.L.98-2007 apply to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after December 31, 2007.

(14) The amendments made to section 2 of this chapter by P.L.218-2007 apply to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2007.

(15) The addition of section 28 of this chapter by P.L.218-2007 applies to a policy of accident and sickness insurance that is issued, delivered, amended, or renewed after June 30, 2007."

Page 5, between lines 8 and 9, begin a new paragraph and insert:

"SECTION 10. IC 27-8-5-2.7 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 2-7: (a) Notwithstanding section 2.5 of this chapter and any other law; and except as provided in subsection (b); an individual policy of accident and sickness insurance that is issued after June 30, 2005; may contain a waiver of coverage for a specified condition and any complications that arise from the specified condition if:

(1) the waiver period does not exceed ten (10) years; and
(2) all the following conditions are met:

(A) The insurer provides to the applicant before issuance of the policy written notice explaining the waiver of coverage for the specified condition and complications arising from the specified condition:

(B) The:

(i) offer of coverage; and

(ii) policy;

include the waiver in a separate section stating in bold print that the applicant is receiving coverage with an exception for the waived condition:

(C) The:

(i) offer of coverage; and

(ii) policy;

do not include more than two (2) waivers per individual:

(D) The waiver period is concurrent with and not in addition to any applicable preexisting condition limitation or exclusionary period:

(E) The insurer agrees to:

(i) review the underwriting basis for the waiver upon request one (1) time per year; and

(ii) remove the waiver if the insurer determines that

evidence of insurability is satisfactory:

(F) The insurer discloses to the applicant that the applicant may decline the offer of coverage and apply for a policy issued by the Indiana comprehensive health insurance association under IC 27-8-10;

(G) An insurance benefit card issued by the insurer to the applicant includes a telephone number for verification of coverage waived;

The insurer shall require an applicant to initial the written notice provided under subdivision (2)(A) and the waiver included in the offer of coverage and in the policy under subdivision (2)(B) to acknowledge acceptance of the waiver of coverage. An offer of coverage under a policy that includes a waiver under this subsection does not preclude eligibility for an Indiana comprehensive health insurance association policy under IC 27-8-10-5.1.

(b) An individual policy of accident and sickness insurance may not include a waiver of coverage for a:

(1) mental health condition; or

(2) developmental disability;

(c) An insurer may not, on the basis of a waiver contained in a policy as provided in subsection (a), deny coverage for any condition or complication that is not specified as required in the:

(1) written notice under subsection (a)(2)(A); and

(2) offer of coverage and policy under subsection (a)(2)(B);

(d) An insurer that removes a waiver under subsection (a)(2)(E) shall not consider the condition or any complication to which the waiver previously applied in making policy renewal and underwriting determinations;

(e) Upon the expiration of the waiver period allowed under this section, the insurer shall:

(1) remove the waiver;

(2) not consider the condition or any complication to which the waiver previously applied in making policy underwriting determinations; and

(3) renew the policy in accordance with 45 CFR 148.122."

Page 6, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 12. IC 27-8-5-16.5, AS AMENDED BY P.L.11-2011, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 16.5. (a) As used in this section, "delivery state" means any state other than Indiana in which a policy is delivered or issued for delivery.

(b) Except as provided in subsection (c), (d), or (e), a certificate may not be issued to a resident of Indiana pursuant to a group policy that is delivered or issued for delivery in a state other than Indiana.

(c) A certificate may be issued to a resident of Indiana pursuant to a group policy not described in subsection (d) that is delivered or issued for delivery in a state other than Indiana if:

(1) the delivery state has a law substantially similar to section 16 of this chapter;

(2) the delivery state has approved the group policy; and

(3) the policy or the certificate contains provisions that are:

(A) substantially similar to the provisions required by:

(i) section 19 of this chapter;

(ii) section 21 of this chapter; and

(iii) IC 27-8-5.6; and

(B) consistent with the requirements set forth in:

(i) section 24 of this chapter;

(ii) IC 27-8-6;

(iii) IC 27-8-14;

(iv) IC 27-8-23;

(v) 760 IAC 1-38.1; and

(vi) 760 IAC 1-39.

(d) A certificate may be issued to a resident of Indiana under an association group policy, a discretionary group policy, or a

trust group policy that is delivered or issued for delivery in a state other than Indiana if:

(1) the delivery state has a law substantially similar to section 16 of this chapter;

(2) the delivery state has approved the group policy; and

(3) the policy or the certificate contains provisions that are:

(A) substantially similar to the provisions required by:

(i) section 19 of this chapter; or, if the policy or certificate is described in section 2.5(b)(2) of this chapter, section 2.5 of this chapter;

(ii) section 19.3 of this chapter if the policy or certificate contains a waiver of coverage;

(iii) (ii) section 21 of this chapter; and

(iv) (iii) IC 27-8-5.6; and

(B) consistent with the requirements set forth in:

(i) section 15.6 of this chapter;

(ii) section 24 of this chapter;

(iii) section 26 of this chapter;

(iv) IC 27-8-6;

(v) IC 27-8-14;

(vi) IC 27-8-14.1;

(vii) IC 27-8-14.5;

(viii) IC 27-8-14.7;

(ix) IC 27-8-14.8;

(x) IC 27-8-20;

(xi) IC 27-8-23;

(xii) IC 27-8-24.3;

(xiii) IC 27-8-26;

(xiv) IC 27-8-28;

(xv) IC 27-8-29;

(xvi) 760 IAC 1-38.1; and

(xvii) 760 IAC 1-39.

(e) A certificate may be issued to a resident of Indiana pursuant to a group policy that is delivered or issued for delivery in a state other than Indiana if the commissioner determines that the policy pursuant to which the certificate is issued meets the requirements set forth in section 17(a) of this chapter.

(f) This section does not affect any other provision of Indiana law governing the terms or benefits of coverage provided to a resident of Indiana under any certificate or policy of insurance."

Page 8, reset in roman lines 21 through 40.

Page 8, line 21, strike "(6)" and insert "(5)".

Page 8, line 40, strike "section 2.5(a)(1) through" and insert **"IC 27-8-5.1-2(b)(1) through (8)".**

Page 8, line 42, delete "(5)" and insert "(6)".

Page 9, line 8, delete "(6)" and insert "(7)".

Page 9, line 18, delete "(7)" and insert "(8)".

Page 9, line 25, delete "(8)" and insert "(9)".

Page 9, line 37, delete "(9)" and insert "(10)".

Page 10, line 12, delete "(10)" and insert "(11)".

Page 10, line 26, delete "(11)" and insert "(12)".

Page 10, line 40, delete "(12)" and insert "(13)".

Page 11, line 5, delete "(13)" and insert "(14)".

Page 11, line 11, delete "(14)" and insert "(15)".

Page 11, line 16, delete "(15)" and insert "(16)".

Page 11, line 40, delete "(16)" and insert "(17)".

Page 12, line 2, delete "(c)(6)" and insert "(c)(7)".

Page 12, line 2, delete "(c)(11)" and insert "(c)(12)".

Page 12, line 16, delete "(c)(6);" and insert "(c)(7);".

Page 12, between lines 17 and 18, begin a new paragraph and insert:

"SECTION 14. IC 27-8-5-19.3 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 19.3: (a) This section applies to an association or a discretionary group policy of accident and sickness insurance:

(1) under which a certificate of coverage is issued after June 30, 2005, to an individual member of the association or discretionary group;

- (2) under which a member of the association or discretionary group is individually underwritten; and
- (3) that is not employer based.

(b) Notwithstanding sections 19 and 19.2 of this chapter and any other law; and except as provided in subsection (c); a policy described in subsection (a) may contain a waiver of coverage for a specified condition and any complications that arise from the specified condition if:

- (1) the waiver period does not exceed ten (10) years; and
- (2) all of the following conditions are met:

(A) The insurer provides to the applicant before issuance of the certificate written notice explaining the waiver of coverage for the specified condition and complications arising from the specified condition.

(B) The:

- (i) offer of coverage; and
- (ii) certificate of coverage;

include the waiver in a separate section stating in bold print that the applicant is receiving coverage with an exception for the waived condition.

(C) The:

- (i) offer of coverage; and
- (ii) certificate of coverage;

do not include more than two (2) waivers per individual.

(D) The waiver period is concurrent with and not in addition to any applicable preexisting condition limitation or exclusionary period.

(E) The insurer agrees to:

- (i) review the underwriting basis for the waiver upon request one (1) time per year; and
- (ii) remove the waiver if the insurer determines that evidence of insurability is satisfactory.

(F) The insurer discloses to the applicant that the applicant may decline the offer of coverage; and that any individual to whom the waiver would have applied may apply for a policy issued by the Indiana comprehensive health insurance association under IC 27-8-10.

(G) An insurance benefit card issued by the insurer to the applicant includes a telephone number for verification of coverage waived.

(c) The insurer shall require an applicant to initial the written notice provided under subsection (b)(2)(A) and the waiver included in the offer of coverage and in the certificate of coverage under subsection (b)(2)(B) to acknowledge acceptance of the waiver of coverage.

(d) An offer of coverage under a policy that includes a waiver under this section does not preclude eligibility for an Indiana comprehensive health insurance association policy under IC 27-8-10-5.1.

(e) A policy described in subsection (a) may not include a waiver of coverage for a:

- (1) mental health condition; or
- (2) developmental disability.

(f) An insurer may not, on the basis of a waiver contained in a policy as provided in this section; deny coverage for any condition or complication that is not specified as required in the:

- (1) written notice under subsection (b)(2)(A); and
- (2) offer of coverage and certificate of coverage under subsection (b)(2)(B).

(g) An insurer that removes a waiver under subsection (b)(2)(E) shall not consider the condition or any complication to which the waiver previously applied in making policy renewal and underwriting determinations.

(h) Upon the expiration of the waiver period allowed under this section; the insurer shall:

- (1) remove the waiver;
- (2) not consider the condition or any complication to which the waiver previously applied in making policy

underwriting determinations; and

(3) renew the policy in accordance with 45 CFR 148.122."

Page 14, line 4, delete "Status".

Page 14, line 8, after "2." insert "(a)".

Page 14, between lines 9 and 10, begin a new paragraph and insert:

"(b) The term "policy of accident and sickness insurance" does not include the following:

(1) Accident only, credit, dental, vision, Medicare supplement, long term care, or disability income insurance.

(2) Coverage issued as a supplement to liability insurance.

(3) Automobile medical payment insurance.

(4) A specified disease policy.

(5) A short term insurance plan that:

(A) may be renewed for the greater of:

(i) thirty-six (36) months; or

(ii) the maximum term permitted under federal law;

(B) has a term of not more than three hundred sixty-four (364) days; and

(C) has an annual limit of at least two million dollars (\$2,000,000).

(6) A policy that provides indemnity benefits not based on any expense incurred requirement, including a plan that provides coverage for:

(A) hospital confinement, critical illness, or intensive care; or

(B) gaps for deductibles or copayments.

(7) Worker's compensation or similar insurance.

(8) A student health plan.

(9) A supplemental plan that always pays in addition to other coverage.

(10) An employer sponsored health benefit plan that is:

(A) provided to individuals who are eligible for Medicare; and

(B) not marketed as, or held out to be, a Medicare supplement policy."

Page 14, line 15, after "5." insert "(a) This section applies beginning twelve (12) months after the date on which the provisions of the federal Patient Protection and Affordable Care Act (as defined in IC 4-1-21-1) described in IC 4-1-12-5(b) are repealed or are otherwise no longer in effect.

(b)".

Page 14, delete lines 18 through 20, begin a new paragraph and insert:

"Sec. 6. (a) This section applies:

(1) beginning twelve (12) months after the date on which the provisions of the federal Patient Protection and Affordable Care Act (as defined in IC 4-1-21-1) described in IC 4-1-12-5(b) are repealed or are otherwise no longer in effect; and

(2) to the following:

(A) An individual policy of accident and sickness insurance.

(B) A small group policy of accident and sickness insurance."

Page 16, delete lines 33 through 34, begin a new paragraph and insert:

"Sec. 4. (a) An insurer may require an applicant for coverage under a short term insurance plan to specify, before issuance of the short term insurance plan, the number of renewals the applicant elects.

(b) After issuance of a short term insurance plan, the insurer may not require underwriting of the short term insurance plan until:

(1) all renewal periods elected under subsection (a)

have ended; and

(2) the covered individual renews the short term insurance plan beyond the periods described in subdivision (1).

Page 16, line 35, delete "shall" and insert "must".

Page 16, line 36, delete "following, as provided under PPACA:" and insert "following:".

Page 16, line 41, after "6." insert "(a) This section applies to an insurer that issues a short term insurance plan and undertakes a preferred provider plan under IC 27-8-11 to render health care services to covered individuals under the short term insurance plan.

(b) An insurer described in subsection (a) shall ensure that the preferred provider plan meets the following requirements:

(1) The preferred provider plan includes essential community providers in accordance with PPACA.

(2) The preferred provider plan is sufficient in number and types of providers (other than mental health and substance abuse treatment providers) to assure covered individuals' access to all health care services without unreasonable delay.

(3) The preferred provider plan is consistent with the network adequacy requirements that:

(A) apply to qualified health plan issuers under 45 CFR 156.230(a) and 45 CFR 156.230(b); and

(B) are consistent with subdivisions (1) and (2).

Sec. 7."

Page 17, line 2, after "the" insert "ten (10)".

Page 17, line 3, delete "PPACA, other than the essential health benefits specified in" and insert "PPACA".

Page 17, delete line 4.

Page 17, line 15, delete "7." and insert "8".

Page 17, line 22, delete "8." and insert "9".

Page 18, between lines 17 and 18, begin a new paragraph and insert:

"SECTION 18. IC 27-8-10-5.1, AS AMENDED BY P.L.208-2018, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5.1. (a) A person is not eligible for an association policy if the person is eligible for any of the coverage described in subdivisions (1) and (2). A person other than a federally eligible individual may not apply for an association policy unless the person has applied for:

(1) Medicaid; and

(2) coverage under the:

(A) preexisting condition insurance plan program established by the Secretary of Health and Human Services under Section 1101 of Title I of the federal Patient Protection and Affordable Care Act (P.L. 111-148); and

(B) healthy Indiana plan under IC 12-15-44.2;

not more than sixty (60) days before applying for the association policy.

(b) Except as provided in subsection (c), a person is not eligible for an association policy if, at the effective date of coverage, the person has or is eligible for coverage under any insurance plan that equals or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana as set forth in IC 27. However, an offer of coverage described in IC 27-8-5-2.5(e) (expired July 1, 2007, and removed); IC 27-8-5-2.7; IC 27-8-5-19.2(e) (expired July 1, 2007, and repealed); or IC 27-8-5-19.3 does not affect an individual's eligibility for an association policy under this subsection. Coverage under any association policy is in excess of, and may not duplicate, coverage under any other form of health insurance.

(c) Except as provided in subsection (a), a person is eligible for an association policy upon a showing that:

(1) the person has been rejected by one (1) carrier for

coverage under any insurance plan that equals or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana, as set forth in IC 27, without material underwriting restrictions;

(2) an insurer has refused to issue insurance except at a rate exceeding the association plan rate; or

(3) the person is a federally eligible individual.

For the purposes of this subsection, eligibility for Medicare coverage does not disqualify a person who is less than sixty-five (65) years of age from eligibility for an association policy.

(d) Coverage under an association policy terminates as follows:

(1) On the first date on which an insured is no longer a resident of Indiana.

(2) On the date on which an insured requests cancellation of the association policy.

(3) On the date of the death of an insured.

(4) At the end of the policy period for which the premium has been paid.

(5) On the first date on which the insured no longer meets the eligibility requirements under this section.

(e) An association policy must provide that coverage of a dependent unmarried child terminates when the child becomes nineteen (19) years of age (or twenty-five (25) years of age if the child is enrolled full time in an accredited educational institution). The policy must also provide in substance that attainment of the limiting age does not operate to terminate a dependent unmarried child's coverage while the dependent is and continues to be both:

(1) incapable of self-sustaining employment by reason of a mental, intellectual, or physical disability; and

(2) chiefly dependent upon the person in whose name the contract is issued for support and maintenance.

However, proof of such incapacity and dependency must be furnished to the carrier within one hundred twenty (120) days of the child's attainment of the limiting age, and subsequently as may be required by the carrier, but not more frequently than annually after the two (2) year period following the child's attainment of the limiting age.

(f) An association policy that provides coverage for a family member of the person in whose name the contract is issued must, as to the family member's coverage, also provide that the health insurance benefits applicable for children are payable with respect to a newly born child of the person in whose name the contract is issued from the moment of birth. The coverage for newly born children must consist of coverage of injury or illness, including the necessary care and treatment of medically diagnosed congenital defects and birth abnormalities. If payment of a specific premium is required to provide coverage for the child, the contract may require that notification of the birth of a child and payment of the required premium must be furnished to the carrier within thirty-one (31) days after the date of birth in order to have the coverage continued beyond the thirty-one (31) day period.

(g) Except as provided in subsection (h), an association policy may contain provisions under which coverage is excluded during a period of three (3) months following the effective date of coverage as to a given covered individual for preexisting conditions, as long as medical advice or treatment was recommended or received within a period of three (3) months before the effective date of coverage. This subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that are more favorable to the insured.

(h) If a person applies for an association policy within six (6) months after termination of the person's coverage under a health insurance arrangement and the person meets the eligibility requirements of subsection (c), then an association policy may not contain provisions under which:

(1) coverage as to a given individual is delayed to a date after the effective date or excluded from the policy; or

(2) coverage as to a given condition is denied; on the basis of a preexisting health condition. This subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that are more favorable to the insured.

(i) For purposes of this section, coverage under a health insurance arrangement includes, but is not limited to, coverage pursuant to the Consolidated Omnibus Budget Reconciliation Act of 1985."

Page 31, between lines 6 and 7, begin a new paragraph and insert:

"SECTION 39. IC 27-8-29-6, AS AMENDED BY P.L.3-2008, SECTION 215, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. As used in this chapter, "external grievance" means the independent review under this chapter of a

~~(1) grievance filed under IC 27-8-28. or~~

~~(2) denial of coverage based on a waiver described in IC 27-8-5-2.5(c) (expired July 1, 2007; and removed) or IC 27-8-5-19.2 (expired July 1, 2007; and repealed);~~

SECTION 40. IC 27-8-29-12, AS AMENDED BY P.L.160-2011, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12. An insurer shall establish and maintain an external grievance procedure for the resolution of external grievances regarding the following:

(1) The following determinations made by the insurer or an agent of the insurer regarding a service proposed by the treating health care provider:

(A) An adverse determination of appropriateness.

(B) An adverse determination of medical necessity.

(C) A determination that a proposed service is experimental or investigational.

~~(D) A denial of coverage based on a waiver described in IC 27-8-5-2.5(c) (expired July 1, 2007; and removed) or IC 27-8-5-19.2 (expired July 1, 2007; and repealed);~~

(2) The insurer's decision to rescind an accident and sickness insurance policy.

SECTION 41. IC 27-8-29-13, AS AMENDED BY P.L.160-2011, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. (a) An external grievance procedure established under section 12 of this chapter must:

(1) allow a covered individual, or a covered individual's representative, to file a written request with the insurer for an external grievance review of the insurer's

~~(A) appeal resolution under IC 27-8-28-17 or~~

~~(B) denial of coverage based on a waiver described in IC 27-8-5-2.5(c) (expired July 1, 2007; and removed) or IC 27-8-5-19.2 (expired July 1, 2007; and repealed);~~

not more than one hundred twenty (120) days after the covered individual is notified of the resolution; and

(2) provide for:

(A) an expedited external grievance review for a grievance related to an illness, a disease, a condition, an injury, or a disability if the time frame for a standard review would seriously jeopardize the covered individual's:

(i) life or health; or

(ii) ability to reach and maintain maximum function; or

(B) a standard external grievance review for a grievance not described in clause (A).

A covered individual may file not more than one (1) external grievance of an insurer's appeal resolution under this chapter.

(b) Subject to the requirements of subsection (d), when a request is filed under subsection (a), the insurer shall:

(1) select a different independent review organization for each external grievance filed under this chapter from the list of independent review organizations that are certified by the department under section 19 of this chapter; and

(2) rotate the choice of an independent review organization among all certified independent review organizations before repeating a selection.

(c) The independent review organization chosen under subsection (b) shall assign a medical review professional who is board certified in the applicable specialty for resolution of an external grievance.

(d) The independent review organization and the medical review professional conducting the external review under this chapter may not have a material professional, familial, financial, or other affiliation with any of the following:

(1) The insurer.

(2) Any officer, director, or management employee of the insurer.

(3) The health care provider or the health care provider's medical group that is proposing the service.

(4) The facility at which the service would be provided.

(5) The development or manufacture of the principal drug, device, procedure, or other therapy that is proposed for use by the treating health care provider.

(6) The covered individual requesting the external grievance review.

However, the medical review professional may have an affiliation under which the medical review professional provides health care services to covered individuals of the insurer and may have an affiliation that is limited to staff privileges at the health facility, if the affiliation is disclosed to the covered individual and the insurer before commencing the review and neither the covered individual nor the insurer objects.

(e) A covered individual shall not pay any of the costs associated with the services of an independent review organization under this chapter. All costs must be paid by the insurer.

SECTION 42. IC 27-8-29-15, AS AMENDED BY P.L.72-2016, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 15. (a) An independent review organization shall:

(1) for an expedited external grievance filed under section 13(a)(2)(A) of this chapter, within seventy-two (72) hours after the external grievance is filed; or

(2) for a standard external grievance filed under section 13(a)(2)(B) of this chapter, within fifteen (15) business days after the external grievance is filed;

make a determination to uphold or reverse the insurer's appeal resolution under IC 27-8-28-17 based on information gathered from the covered individual or the covered individual's designee, the insurer, and the treating health care provider, and any additional information that the independent review organization considers necessary and appropriate.

(b) When making the determination under this section, the independent review organization shall apply:

(1) standards of decision making that are based on objective clinical evidence; and

(2) the terms of the covered individual's accident and sickness insurance policy.

~~(c) In an external grievance described in section 12(1)(D) of this chapter, the insurer bears the burden of proving that the insurer properly denied coverage for a condition, complication, service, or treatment because the condition, complication, service, or treatment is directly related to a condition for which coverage has been waived under IC 27-8-5-2.5(c) (expired July 1, 2007; and removed) or IC 27-8-5-19.2 (expired July 1, 2007; and repealed);~~

~~(d) (c)~~ The independent review organization shall notify the insurer and the covered individual of the determination made under this section:

(1) for an expedited external grievance filed under section 13(a)(2)(A) of this chapter, within seventy-two (72) hours after the external grievance is filed; and

(2) for a standard external grievance filed under section

13(a)(2)(B) of this chapter, within seventy-two (72) hours after making the determination.

SECTION 43. IC 27-8-29-15.5, AS ADDED BY P.L.173-2007, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 15.5. Upon the request of a covered individual who is notified under section ~~15(d)~~ **15(c)** of this chapter that the independent review organization has made a determination, the independent review organization shall provide to the covered individual all information reasonably necessary to enable the covered individual to understand the:

- (1) effect of the determination on the covered individual; and
- (2) manner in which the insurer may be expected to respond to the determination."

Page 31, line 10, delete "Status".

Page 31, line 11, after "1." insert "This chapter applies:

- (1) beginning twelve (12) months after the date on which the provisions of the federal Patient Protection and Affordable Care Act (as defined in IC 4-1-21-1) described in IC 4-1-12-5(b) are repealed or are otherwise no longer in effect; and
- (2) to an individual contract, or a group contract, that provides coverage for basic health care services.

Sec. 2."

Page 31, line 14, delete "2." and insert "3.".

Page 31, line 16, delete "3." and insert "4.".

Page 31, line 21, delete "4." and insert "5.".

Page 32, delete lines 4 through 11.

Renumber all SECTIONS consecutively.

(Reference is to ESB 392 as printed April 5, 2019.)

CARBAUGH

Upon request of Representatives Austin and Pierce, the Speaker ordered the roll of the House to be called. Roll Call 500: yeas 66, nays 25. Motion prevailed.

HOUSE MOTION (Amendment 392-1)

Mr. Speaker: I move that Engrossed Senate Bill 392 be amended to read as follows:

Page 2, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 3. IC 4-6-2-1.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1.7. The attorney general shall not expend any money appropriated by the general assembly in connection with a legal proceeding to invalidate any part of the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152)."

Renumber all SECTIONS consecutively.

(Reference is to ESB 392 as printed April 5, 2019.)

DELANEY

Upon request of Representatives Pryor and Pierce, the Speaker ordered the roll of the House to be called. Roll Call 501: yeas 28, nays 61. Motion failed.

HOUSE MOTION (Amendment 392-5)

Mr. Speaker: I move that Engrossed Senate Bill 392 be amended to read as follows:

Page 3, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 4. IC 12-15-1.3-21 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 21. (a) As used in this section, "Medicaid rehabilitation option services" means clinical behavioral health services provided to recipients and families of recipients living in the community

who need aid intermittently for emotional disturbances, mental illness, and addiction as part of the Medicaid rehabilitation option program.

(b) Before December 1, 2019, the office may apply to the United States Department of Health and Human Services for a state plan amendment that would require Medicaid reimbursement by:

- (1) the office;
- (2) a managed care organization that has contracted with the office; or
- (3) a contractor of the office;

for eligible Medicaid rehabilitation option services in a school setting for any Medicaid recipient who qualifies for Medicaid rehabilitation option services by meeting specific diagnosis and level of need criteria under an assessment tool approved by the division of mental health and addiction or who submits prior authorization for Medicaid rehabilitation option services.

(c) If the office receives approval for the state plan amendment applied for under this section, the office shall comply with IC 12-15-5-19.

SECTION 5. IC 12-15-5-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 19. (a) Not later than one (1) year from the date the office receives approval for the state plan amendment described in IC 12-15-1.3-21 concerning Medicaid rehabilitation option services, the office shall do the following:

- (1) Review the current services included in the Medicaid rehabilitation option services program in the school setting.
- (2) Determine whether additional appropriate services, including:
 - (A) family engagement services; and
 - (B) additional comprehensive behavioral health services, including addiction services;
 should be included as part of the program.
- (3) Report the office's findings under this subsection to the general assembly in an electronic format under IC 5-14-6.

(b) Not later than three (3) months from the date the office receives approval for the state plan amendment described in IC 12-15-1.3-21 concerning Medicaid rehabilitation option services, the office shall notify each school corporation that the United States Department of Health and Human Services has approved the state plan amendment applied for under IC 12-15-1.3-21.

(c) Each school corporation shall, not later than one (1) year from the date the office receives approval for the state plan amendment described in IC 12-15-1.3-21 concerning Medicaid rehabilitation option services, contract with a community mental health center to provide Medicaid rehabilitation option services for:

- (1) a student of the school corporation who is a Medicaid recipient; and
- (2) the student's family."

Renumber all SECTIONS consecutively.

(Reference is to ESB 392 as printed April 5, 2019.)

CLERE

Motion prevailed.

HOUSE MOTION (Amendment 392-2)

Mr. Speaker: I move that Engrossed Senate Bill 392 be amended to read as follows:

Page 3, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 4. IC 16-19-3-32 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 32. (a) To lower pharmaceutical prices in Indiana, the state

department shall develop a plan to import low cost pharmaceuticals from Canada for sale in Indiana after June 30, 2022.

(b) The state department shall adopt rules under IC 4-22-2 and may adopt emergency rules under IC 4-22-2-37.1 to implement the plan developed under subsection (a).

(c) The state department shall submit a report to the legislative council in an electronic format under IC 5-14-6 before November 1, 2020, that:

- (1) summarizes the plan developed under subsection (a); and
- (2) recommends to the general assembly any statutory changes that must be enacted to implement the plan."

Renumber all SECTIONS consecutively.
(Reference is to ESB 392 as printed April 5, 2019.)

DELANEY

Representative Leonard rose to a point of order, citing Rule 118, stating that the motion was attempting to incorporate into Engrossed Senate Bill 392 a bill pending before the House.

Representative Leonard rose to a point of order, citing Rule 118, stating that the motion was attempting to incorporate into Engrossed Senate Bill 392 a bill pending before the House. The Speaker ruled the point was well taken and the motion was out of order. The bill was ordered engrossed

Engrossed Senate Bill 420

Representative DeVon called down Engrossed Senate Bill 420 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 420-1)

Mr. Speaker: I move that Engrossed Senate Bill 420 be amended to read as follows:

Page 2, line 14, delete "tuition and fees" and insert **"tuition, fees, or expenses"**.

Page 2, line 15, delete "and".

Page 2, line 17, delete "." and insert **"; and"**.

Page 2, between lines 17 and 18, begin a new line block indented and insert:

"(3) any other training or educational expenses approved by the cabinet."

Page 2, between lines 35 and 36, begin a new line block indented and insert:

"(4) an entity approved by the cabinet to provide education or training to a student.

(5) an industry collaboration organization."

Page 3, line 6, after "high-demand," insert **"a"**.

Page 3, line 6, after "industry" insert **"sector or"**.

Page 3, line 16, after "industry" insert **"sector or"**.

Page 3, line 18, delete "as described in section 20(1) of" and insert **"; and"**.

Page 3, delete line 19.

Page 3, line 37, after "chapter" insert **"The governor's workforce cabinet shall certify the organization at the next governor's workforce cabinet meeting after receiving the request for certification. However, if the governor's workforce cabinet next meeting is within ten (10) days of receipt of the request for certification, the governor's workforce cabinet may certify the organization at the governor's workforce cabinet's second meeting after the receipt of the request for certification."**

Page 3, line 35, delete "," and insert **"in the sector or sectors and region (which may include the entire state) the organization requests,"**

Page 3, delete lines 38 through 40.

Page 5, delete lines 6 through 28, begin a new paragraph and insert:

"Sec. 10. (a) Money received from contributions may be used by an industry collaboration organization for one (1)

or more of the following purposes:

(1) To support the development and implementation of high school graduation pathways.

(2) To provide money to the industry collaboration organization to establish and operate a career counseling program for students.

(3) To enhance career and technical education and training programs which may include a work ethic certificate program established under IC 22-4.1-25.

(4) To expand apprenticeships and work based learning opportunities which may include the following:

(A) An apprenticeship program (as defined in IC 20-43-8-0.3) that is established as a graduation pathway requirement under IC 20-32-4-1.5.

(B) A work based learning course delivered in an employment relationship that:

(i) provides a worker with paid or meaningful work experience and corresponding classroom instruction as set forth in IC 20-43-8-0.7; and

(ii) is established as a graduation pathway requirement under IC 20-32-4-1.5.

(5) To provide grants to schools to be used by the school to pay the transportation costs for students to attend an eligible training program that allows the student to concurrently earn high school or college credit.

(6) Any other course or program, if the course or program leads to the attainment of a specific employment related credential that documents the student's skills for employment success.

(7) To partner with other industry collaboration organizations, nonprofits, public foundations, or other entities to provide workforce related educational programs or training for students.

(b) State grant funding distributed by the governor's workforce cabinet for purposes of subsection (a) shall be granted with a preference given to multisector industry collaboration organizations."

(Reference is to ESB 420 as printed April 8, 2019.)

SULLIVAN

Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 460

Representative Soliday called down Engrossed Senate Bill 460 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 460-2)

Mr. Speaker: I move that Engrossed Senate Bill 460 be amended to read as follows:

Page 10, delete lines 1 through 6, begin a new paragraph and insert:

"(b) Except:

(1) for routine right-of-way permit fees to enter the department's rights-of-way for the maintenance of existing facilities; and

(2) as provided for in written agreements the department has entered into with service providers before May 1, 2019;

the department shall not charge an access rate or any other recurring charge or recurring fee for communications infrastructure that is located before May 1, 2019, in any rights-of-way that are owned or controlled by the department."

Page 10, line 15, delete "under the" and insert **"that is under the jurisdiction and control of the department and that is one (1) of the following:**

(A) An interstate.

(B) A toll road, tollway, or toll bridge.

(C) U.S. 30.

(D) U.S. 31.

(3) "Vertical structure" means a privately owned structure that is more than one hundred (100) feet above ground and that is used primarily for providing wireless communications service. The term includes related equipment associated with the structure, including air conditioned equipment shelters and rooms, electronic equipment, and supporting equipment."

Page 10, delete lines 16 through 34.

Page 10, line 41, delete "right-of-way on" and insert **"right-of-way. The broadband corridor program shall not apply to the placement of communications infrastructure that laterally crosses a roadway under the control of the department."**

Page 10, delete line 42.

Page 11, line 7, delete "the department may impose only" and insert **"with respect to state routes or U.S. routes, the department may impose only:**

- (1) a one (1) time permit application fee for the location or installation of communications infrastructure used for the provision of broadband services placed along or within a highway right-of-way; and**
- (2) routine right-of-way permit fees to enter the department's rights-of-way for the maintenance of existing facilities."**

Page 11, delete lines 8 through 11.

(Reference is to ESB 460 as printed April 9, 2019.)

SOLIDAY

Motion prevailed.

HOUSE MOTION
(Amendment 460-3)

Mr. Speaker: I move that Engrossed Senate Bill 460 be amended to read as follows:

Page 6, between lines 15 and 16, begin a new paragraph and insert:

"(c) The procedures established under this section may not permit the awarding of a grant from the fund for any proposed broadband project in an area in which eligible broadband service is available."

Page 6, line 16, delete "(c)" and insert **"(d)"**.

Page 6, line 22, delete "(d)" and insert **"(e)"**.

Page 6, line 41, delete "(e)" and insert **"(f)"**.

Page 7, between lines 3 and 4, begin a new paragraph and insert:

"(g) The procedures established under this section must, subject to section 14 of this chapter, require the office to publish on the office's Internet web site all grant applications received by the office under this chapter. For each grant application received, the office shall establish a period of at least thirty (30) days from the date the application is published on the office's Internet web site under this subsection, during which time the office will accept comments or objections concerning the application. The office shall consider all comments or objections received under this subsection in making a determination as to whether to award a grant to an applicant under this chapter."

Page 7, delete lines 12 through 14.

Page 7, line 15, delete "(5)" and insert **"(4)"**.

Page 7, line 23, delete "(6)" and insert **"(5)"**.

Page 7, line 27, delete "(7)" and insert **"(6)"**.

Page 7, line 31, delete "(8)" and insert **"(7)"**.

Page 7, line 32, delete "9(d)" and insert **"9(e)"**.

Page 8, line 11, after "12." insert **"(a)"**.

Page 8, between lines 17 and 18, begin a new paragraph and insert:

"(b) Once funds have been released from the fund in accordance with this chapter, all authority and ownership of the eligible broadband infrastructure vests with the eligible broadband service provider that built the infrastructure. The office may not allow for the transfer of eligible broadband assets paid for with funds under this chapter to any entity other than an eligible broadband service provider."

(c) The office shall sign a grant agreement with an eligible broadband service provider awarded a grant under this chapter for an eligible broadband project. A grant agreement required under this subsection must:

(1) outline a start date and end date for completion of the eligible broadband project; and

(2) condition the release of any grant funds awarded under this chapter on the progressive completion of the eligible broadband project."

(Reference is to ESB 460 as printed April 9, 2019.)

SOLIDAY

Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 464

Representative DeVon called down Engrossed Senate Bill 464 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

Engrossed Senate Bill 472

Representative Soliday called down Engrossed Senate Bill 472 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 472-3)

Mr. Speaker: I move that Engrossed Bill 472 be amended to read as follows:

Replace the effective date in SECTION 2 with **"[EFFECTIVE UPON PASSAGE]"**.

Replace the effective dates in SECTIONS 4 through 11 with **"[EFFECTIVE UPON PASSAGE]"**.

(Reference is to ESB 472 as printed April 5, 2019.)

SOLIDAY

Motion prevailed.

HOUSE MOTION
(Amendment 472-4)

Mr. Speaker: I move that Engrossed Senate Bill 472 be amended to read as follows:

Page 7, line 10, delete "emergency".

Page 7, line 13, delete "emergency".

(Reference is to ESB 472 as printed April 5, 2019.)

SOLIDAY

Motion prevailed.

HOUSE MOTION
(Amendment 472-1)

Mr. Speaker: I move that Engrossed Senate Bill 472 be amended to read as follows:

Page 6, delete lines 9 through 42.

Delete page 7.

Page 8, line 1, delete "(j)" and insert **"(e)"**.

(Reference is to ESB 472 as printed April 5, 2019.)

PIERCE

Upon request of Representatives Pryor and Porter, the Speaker ordered the roll of the House to be called. Roll Call 502: yeas 53, nays 38. Motion prevailed. The bill was ordered engrossed.

Engrossed Senate Bill 552

Representative Huston called down Engrossed Senate Bill 552 for second reading. The bill was read a second time by title.

Dear Chairwoman Negele and Representative Errington,

I am writing to inform you that Vigo County, Indiana (the "County") and the Vigo County Capital Improvement Board of Managers (the "CIB") are clients of the law firm of Kroger Gardis & Regas, LLP, where I am a partner. We currently represent the County and the CIB on numerous issues, including the financing and construction of the proposed Terre Haute Convention Center. The County and the CIB are currently advocating for portions of the contents of Senate Bill 552. Although I do not have a direct personal or pecuniary interest in Senate Bill 552 as anticipated by House Rule 168, as I have participated directly in the legal representation of the County and the CIB, I believe it is in the best interest of the House of Representatives that I do not participate in proceedings regarding the bill. Therefore, I do not intend to preside when the bills are on Second or Third Reading, or during the adoption of any concurrence or conference committee report relating thereto, and I will ask to be excused from voting.

I have carefully considered this course of action and believe it is appropriate to safeguard the public's trust in the Indiana House of Representatives. In order to further institutional transparency, please post this letter on the House Committee on Legislative Ethics website. Thank you for your attention this to matter.

Very truly yours,

Brian C. Bosma
Speaker of the House
121st General Assembly

CC: Phil GiaQuinta, Minority Leader

Greg Steuerwald, Member of the Statutory Committee on Ethics
Karen Engleman, Member of the Statutory Committee on Ethics
Terri Austin, Member of the Statutory Committee on Ethics
Matt Pierce, Member of the Statutory Committee on Ethics
Bob Rudolph, Chief Counsel Office of Legislative Ethics

HOUSE MOTION (Amendment 552-1)

Mr. Speaker: I move that Engrossed Bill 552 be amended to read as follows:

Page 4, line 20, strike "However,".

Page 4, line 20, delete "not" and insert "Not".

Page 4, line 21, after "time." insert **"However, if the licensed owner described in subdivision (1) relocates to an inland casino in the city of Gary under section 4.5 of this chapter, the license relinquished under section 4.6 of this chapter is terminated, and only ten (10) owner's licenses may be in effect."**

Page 4, line 22, delete "eleven (11) and insert **"owner's"**.

Page 11, line 19, delete "IC 5-14-6." and insert **"IC 5-14-6 by September 1, 2019."**

(Reference is to ESB 552 as printed April 9, 2019.)

HUSTON

Motion prevailed.

HOUSE MOTION (Amendment 552-23)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 4-3-28 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 28. Meetings Concerning Gaming

Sec. 1. All meetings between the governor's office or a representative of the governor's office and:

(1) a permit holder under IC 4-35-5;

(2) an operating agent who operates a riverboat in a historic hotel district under IC 4-33;

(3) a licensed owner of a riverboat licensed under IC 4-33; and

(4) a person who intends to become an entity described in subdivisions (1) through (3);

must be a public meeting and are subject to IC 5-14-1.5 (the open door law), including the forty-eight (48) hour meeting notice described in IC 5-14-1.5-5."

Page 4, between lines 14 and 15, begin a new paragraph and insert:

"SECTION 11. IC 4-33-3-24 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 24. All meetings between the commission and:

(1) a permit holder under IC 4-35-5;

(2) an operating agent who operates a riverboat in a historic hotel district under IC 4-33;

(3) a licensed owner of a riverboat licensed under IC 4-33; and

(4) a person who intends to become an entity described in subdivisions (1) through (3);

must be a public meeting and are subject to IC 5-14-1.5 (the open door law) including the forty-eight (48) hour meeting notice described in IC 5-14-1.5-5."

Renumber all SECTIONS consecutively.

(Reference is to ESB 552 as printed April 9, 2019.)

BAUER

HOUSE MOTION

Mr. Speaker: Pursuant to House Rule 47, I request to be excused from voting on the question of Engrossed Senate Bill 552. Pursuant to House Rule 46 the reason for the request is the following:

I have a conflict of interest in the matter before the House which could reasonably be expected to have a unique, direct and substantial effect on the income of my son-in-law

HEINE

Motion prevailed.

Upon request of Representatives Pryor and Pierce, the Speaker ordered the roll of the House to be called. Roll Call 503: yeas 61, nays 28. Motion prevailed.

HOUSE MOTION (Amendment 552-5)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 20, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 28. IC 4-33-13-5, AS AMENDED BY P.L.212-2018(ss), SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) This subsection does not apply to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue deposited in the state gaming fund under this chapter to the following:

(1) An amount equal to the following shall be set aside for revenue sharing under subsection (e):

(A) Before July 1, 2021, the first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue sharing under subsection (e).

(B) After June 30, 2021, if the total adjusted gross

receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is equal to or greater than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue sharing under subsection (e).

(C) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is less ~~then~~ **than** the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state year ending June 30, 2020, an amount equal to the first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter multiplied by the result of:

- (i) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year; divided by
- (ii) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020;

shall be set aside for revenue sharing under subsection (e).

(2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by each licensed owner shall be paid:

(A) to the city that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of:

- (i) a city described in IC 4-33-12-6(b)(1)(A); or
- (ii) a city located in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000); or

(B) to the county that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of a riverboat whose home dock is not in a city described in clause (A).

(3) Subject to subsection (d), the remainder of the tax revenue remitted by each licensed owner shall be paid to the state general fund. In each state fiscal year, the treasurer of state shall make the transfer required by this subdivision not later than the last business day of the month in which the tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax revenue is received by the state on the last business day in a month, the treasurer of state may transfer the tax revenue to the state general fund in the immediately following month.

(b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district after June 30, ~~2015~~ **2019**. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue remitted by the operating agent under this chapter as follows:

(1) Fifty-six and five-tenths percent (56.5%) shall be paid as follows:

(A) Sixty-six and four-tenths percent (66.4%) shall be paid to the state general fund.

(B) Thirty-three and six-tenths percent (33.6%) shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b). However:

- (i) at any time the balance in that fund exceeds twenty-five million dollars (\$25,000,000); or**
- (ii) in any part of a state fiscal year after the**

operating agent has received at least one hundred million dollars (\$100,000,000) of adjusted gross receipts;

the amount described in this clause shall be paid to the state general fund.

(2) Forty-three and five-tenths percent (43.5%) shall be paid as follows:

(A) Twenty-two and four-tenths percent (22.4%) shall be paid as follows:

- (i) Fifty percent (50%) to the fiscal officer of the town of French Lick.
- (ii) Fifty percent (50%) to the fiscal officer of the town of West Baden Springs.

(B) Fourteen and eight-tenths percent (14.8%) shall be paid to the county treasurer of Orange County for distribution among the school corporations in the county. The governing bodies for the school corporations in the county shall provide a formula for the distribution of the money received under this clause among the school corporations by joint resolution adopted by the governing body of each of the school corporations in the county. Money received by a school corporation under this clause must be used to improve the educational attainment of students enrolled in the school corporation receiving the money. Not later than the first regular meeting in the school year of a governing body of a school corporation receiving a distribution under this clause, the superintendent of the school corporation shall submit to the governing body a report describing the purposes for which the receipts under this clause were used and the improvements in educational attainment realized through the use of the money. The report is a public record.

(C) Thirteen and one-tenth percent (13.1%) shall be paid to the county treasurer of Orange County.

(D) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of Dubois County for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(E) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of Crawford County for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(F) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town of Paoli.

(G) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town of Orleans.

(H) Twenty-six and four-tenths percent (26.4%) shall be paid to the Indiana economic development corporation established by IC 5-28-3-1 for transfer as follows:

- (i) Beginning after December 31, 2017, ten percent (10%) of the amount transferred under this clause in each calendar year shall be transferred to the South Central Indiana Regional Economic Development Corporation or a successor entity or partnership for economic development for the purpose of recruiting new business to Orange County as well as promoting

the retention and expansion of existing businesses in Orange County.

(ii) The remainder of the amount transferred under this clause in each calendar year shall be transferred to Radius Indiana or a successor regional entity or partnership for the development and implementation of a regional economic development strategy to assist the residents of Orange County and the counties contiguous to Orange County in improving their quality of life and to help promote successful and sustainable communities.

To the extent possible, the Indiana economic development corporation shall provide for the transfer under item (i) to be made in four (4) equal installments. However, an amount sufficient to meet current obligations to retire or refinance indebtedness or leases for which tax revenues under this section were pledged before January 1, 2015, by the Orange County development commission shall be paid to the Orange County development commission before making distributions to the South Central Indiana Regional Economic Development Corporation and Radius Indiana or their successor entities or partnerships. The amount paid to the Orange County development commission shall proportionally reduce the amount payable to the South Central Indiana Regional Economic Development Corporation and Radius Indiana or their successor entities or partnerships.

(c) For each city and county receiving money under subsection (a)(2), the treasurer of state shall determine the total amount of money paid by the treasurer of state to the city or county during the state fiscal year 2002. The amount determined is the base year revenue for the city or county. The treasurer of state shall certify the base year revenue determined under this subsection to the city or county. The total amount of money distributed to a city or county under this section during a state fiscal year may not exceed the entity's base year revenue. For each state fiscal year, the treasurer of state shall pay that part of the riverboat wagering taxes that:

- (1) exceeds a particular city's or county's base year revenue; and
- (2) would otherwise be due to the city or county under this section;

to the state general fund instead of to the city or county.

(d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the state general fund under subsection (a)(3) to the build Indiana fund an amount that when added to the following may not exceed two hundred fifty million dollars (\$250,000,000):

- (1) Surplus lottery revenues under IC 4-30-17-3.
- (2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7.
- (3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the build Indiana fund. If in any state fiscal year insufficient money is transferred to the state general fund under subsection (a)(3) to comply with this subsection, the treasurer of state shall reduce the amount transferred to the build Indiana fund to the amount available in the state general fund from the transfers under subsection (a)(3) for the state fiscal year.

(e) Except as provided in subsections (l) and (m), before August 15 of each year, the treasurer of state shall distribute the wagering taxes set aside for revenue sharing under subsection (a)(1) to the county treasurer of each county that does not have a riverboat according to the ratio that the county's population bears to the total population of the counties that do not have a riverboat. Except as provided in subsection (h), the county auditor shall distribute the money received by the county under

this subsection as follows:

(1) To each city located in the county according to the ratio the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be retained by the county.

(f) Money received by a city, town, or county under subsection (e) or (h) may be used for any of the following purposes:

(1) To reduce the property tax levy of the city, town, or county for a particular year (a property tax reduction under this subdivision does not reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5).

(2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14, IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for debt repayment.

(3) To fund sewer and water projects, including storm water management projects.

(4) For police and fire pensions.

(5) To carry out any governmental purpose for which the money is appropriated by the fiscal body of the city, town, or county. Money used under this subdivision does not reduce the property tax levy of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5.

(g) Before July 15 of each year, the treasurer of state shall determine the total amount of money distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year. If the treasurer of state determines that the total amount of money distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year was less than the entity's base year revenue (as determined under IC 4-33-12-9), the treasurer of state shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited into the state general fund. Except as provided in subsection (i), the amount of an entity's supplemental distribution is equal to:

(1) the entity's base year revenue (as determined under IC 4-33-12-9); minus

(2) the sum of:

(A) the total amount of money distributed to the entity and constructively received by the entity during the preceding state fiscal year under IC 4-33-12-6 or IC 4-33-12-8; plus

(B) the amount of any admissions taxes deducted under IC 6-3.1-20-7.

(h) This subsection applies only to a county containing a consolidated city. The county auditor shall distribute the money received by the county under subsection (e) as follows:

(1) To each city, other than a consolidated city, located in the county according to the ratio that the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio that the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid in equal amounts to the consolidated city and the county.

(i) This subsection applies to a supplemental distribution made after June 30, 2017. The maximum amount of money that may be distributed under subsection (g) in a state fiscal year is equal to the following:

(1) Before July 1, 2021, forty-eight million dollars (\$48,000,000).

(2) After June 30, 2021, if the total adjusted gross receipts

received by licensees from gambling games authorized under this article during the preceding state fiscal year is equal to or greater than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the maximum amount is forty-eight million dollars (\$48,000,000).

(3) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is less than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the maximum amount is equal to the result of:

(A) forty-eight million dollars (\$48,000,000); multiplied by

(B) the result of:

(i) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year; divided by

(ii) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020.

If the total amount determined under subsection (g) exceeds the maximum amount determined under this subsection, the amount distributed to an entity under subsection (g) must be reduced according to the ratio that the amount distributed to the entity under IC 4-33-12-6 or IC 4-33-12-8 bears to the total amount distributed under IC 4-33-12-6 and IC 4-33-12-8 to all entities receiving a supplemental distribution.

(j) This subsection applies to a supplemental distribution, if any, payable to Lake County, Hammond, Gary, or East Chicago under subsections (g) and (i). Beginning in July 2016, the treasurer of state shall, after making any deductions from the supplemental distribution required by IC 6-3.1-20-7, deduct from the remainder of the supplemental distribution otherwise payable to the unit under this section the lesser of:

(1) the remaining amount of the supplemental distribution; or

(2) the difference, if any, between:

(A) three million five hundred thousand dollars (\$3,500,000); minus

(B) the amount of admissions taxes constructively received by the unit in the previous state fiscal year.

The treasurer of state shall distribute the amounts deducted under this subsection to the northwest Indiana redevelopment authority established under IC 36-7.5-2-1 for deposit in the development authority revenue fund established under IC 36-7.5-4-1.

(k) Money distributed to a political subdivision under subsection (b):

(1) must be paid to the fiscal officer of the political subdivision and may be deposited in the political subdivision's general fund or riverboat fund established under IC 36-1-8-9, or both;

(2) may not be used to reduce the maximum levy under IC 6-1.1-18.5 of a county, city, or town or the maximum tax rate of a school corporation, but, except as provided in subsection (b)(2)(B), may be used at the discretion of the political subdivision to reduce the property tax levy of the county, city, or town for a particular year;

(3) except as provided in subsection (b)(2)(B), may be used for any legal or corporate purpose of the political subdivision, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4; and

(4) is considered miscellaneous revenue.

Money distributed under subsection (b)(2)(B) must be used for the purposes specified in subsection (b)(2)(B).

(l) After June 30, 2020, the amount of wagering taxes that would otherwise be distributed to South Bend under subsection (e) shall be deposited as being received from all riverboats whose supplemental wagering tax, as calculated under IC 4-33-12-1.5(b), is over three and five-tenths percent (3.5%). The amount deposited under this subsection, in each riverboat's account, is proportionate to the supplemental wagering tax received from that riverboat under IC 4-33-12-1.5 in the month of July. The amount deposited under this subsection must be distributed in the same manner as the supplemental wagering tax collected under IC 4-33-12-1.5. This subsection expires June 30, 2021.

(m) After June 30, 2021, the amount of wagering taxes that would otherwise be distributed to South Bend under subsection (e) shall be withheld and deposited in the state general fund."

Page 46, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 44. IC 36-7-11.5-11, AS AMENDED BY P.L.255-2015, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. (a) As used in this section, "fund" refers to the West Baden Springs historic hotel preservation and maintenance fund established by subsection (b).

(b) The West Baden Springs historic hotel preservation and maintenance fund is established. The fund consists of the following:

(1) Amounts deposited in the fund under IC 4-33-6.5-6, IC 4-33-12-6 (before the enactment of P.L.96-2010), IC 4-33-13-5(b), ~~(before July 1, 2015)~~, IC 6-9-45.5, and IC 6-9-45.6.

(2) Grants and gifts that the department of natural resources receives for the fund under terms, obligations, and liabilities that the department considers appropriate.

(3) The one million dollar (\$1,000,000) initial fee paid to the gaming commission under IC 4-33-6.5.

(4) Any amount transferred to the fund upon the repeal of IC 36-7-11.5-8 (the community trust fund).

The fund shall be administered by the department of natural resources. The expenses of administering the fund shall be paid from money in the fund.

(c) The treasurer of state shall invest the money in the fund that is not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. The treasurer of state shall deposit in the fund the interest that accrues from the investment of the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(e) ~~One million dollars (\$1,000,000) is appropriated from the fund to the department of natural resources in the state fiscal year beginning after June 30, 2014, and ending before July 1, 2015:~~ Two million dollars (\$2,000,000) is appropriated from the fund to the department of natural resources in each state fiscal year beginning after June 30, 2015. The money appropriated under this subsection may be used by the department of natural resources only for the following purposes:

(1) To reimburse claims made for expenditures for a qualified historic hotel, as determined by the owner of the hotel riverboat resort.

(2) To reimburse claims made for expenditures to maintain:

(A) the grounds surrounding a qualified historic hotel;

(B) supporting buildings and structures related to a qualified historic hotel; and

(C) other facilities used by the guests of the qualified historic hotel;

as determined by the owner of the hotel riverboat resort.

The department of natural resources shall promptly pay each claim for a purpose described in this subsection, without review or approval of the project or claim under IC 14-21 or IC 36-7-11. IC 14-21-1-18 does not apply to projects or claims

paid for maintenance under this section. If insufficient money is available to fully pay all of the submitted claims, the department of natural resources shall pay the claims in the order in which they are received until each claim is fully paid.

(f) Notwithstanding IC 4-9.1-1-7, IC 4-12-1-12, IC 4-13-2-18, or any other law, interest accruing to the fund may not be withheld, transferred, assigned, or reassigned to a purpose other than the reimbursement of claims under subsection (e)."

Renumber all SECTIONS consecutively.

(Reference is to ESB 552 as printed April 9, 2019.)

DAVISSON

Upon request of Representatives Summers and Pryor, the Speaker ordered the roll of the House to be called. Roll Call 504: yeas 55, nays 34. Motion prevailed.

HOUSE MOTION
(Amendment 552-16)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 20, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 29. IC 4-33-13-5.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5.3. (a) The auditor of state shall determine the target year revenue amounts for purposes of this section. The target year revenue amounts, for purposes of this section, are equal to the following amounts:

(1) For the city of Hammond:

(A) the amount of tax revenue distributed to the city of Hammond for the wagering tax imposed on the 2002 adjusted gross receipts of a riverboat whose designated home dock is Hammond; minus
(B) five percent (5%) of the amount determined in clause (A).

(2) For the city of East Chicago:

(A) the amount of tax revenue distributed to the city of East Chicago for the wagering tax imposed on the 2002 adjusted gross receipts of a riverboat whose designated home dock is East Chicago; minus
(B) five percent (5%) of the amount determined in clause (A).

The auditor of state shall certify the target year revenue amounts determined for each city under this subsection to the fiscal officer of that city.

(b) This subsection applies if a person holding a riverboat owner's license under IC 4-33-6-1(a)(1) relocates the riverboat to another location in Gary. The auditor of state shall annually determine the difference between:

- (1) the target revenue determined for Hammond under subsection (a)(1); minus
- (2) the amount payable to Hammond under section 5 of this chapter in a particular state fiscal year.

The auditor of state shall supplement the amount payable to Hammond under section 5 of this chapter with the amount determined under this subsection. The auditor of state shall make the determinations and annually supplement the amount payable under section 5 of this chapter as provided in this subsection each state fiscal year.

(c) This subsection applies if a person holding a riverboat owner's license under IC 4-33-6-1(a)(1) relocates the riverboat to another location in Gary. The auditor of state shall annually determine the difference between:

- (1) the target revenue determined for East Chicago under subsection (a)(2); minus
- (2) the amount payable to East Chicago under section 5 of this chapter in a particular state fiscal year.

The auditor of state shall supplement the amount payable to East Chicago under section 5 of this chapter with the amount determined under this subsection. The auditor of

state shall make the determinations and annually supplement the amount payable under section 5 of this chapter as provided in this subsection each state fiscal year.

(d) The auditor of state shall make payments under this section from revenues received by the state from sports wagering conducted under IC 4-38. If revenues received by the state from sports wagering conducted under IC 4-38 are insufficient to make payments under this section, the auditor of state shall make the payments from revenues received by the state from proceeds, including interest earned on these proceeds, received as consideration for the 2018 amendment to the Indiana Toll Road concession and lease agreement.

(e) There is annually appropriated to the department from amounts:

(1) received as consideration for the 2018 amendment to the Indiana Toll Road concession and lease agreement; and

(2) deposited in the major moves construction fund established under IC 8-14-14-5;

an amount sufficient to make any payments required by this section."

Page 45, between lines 38 and 39, begin a new paragraph and insert:

"SECTION 43. IC 8-14-14-5, AS AMENDED BY P.L.189-2018, SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) The major moves construction fund is established for the purpose of:

(1) funding projects, other than passenger or freight railroad systems as described in IC 8-15.7-2-14(a)(4), under IC 8-15.7 or IC 8-15-3;

(2) funding other projects in the department's transportation plan; and

(3) funding distributions under sections 6 and 7 of this chapter; and

(4) funding supplemental payments under IC 4-33-13-5.3.

(b) The fund shall be administered by the department.

(c) Notwithstanding IC 5-13, the treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as money is invested by the Indiana public retirement system under IC 5-10.3-5. However, the treasurer of state may not invest the money in the fund in equity securities. The treasurer of state may contract with investment management professionals, investment advisors, and legal counsel to assist in the investment of the fund and may pay the state expenses incurred under those contracts from the fund. Interest that accrues from these investments shall be deposited in the fund.

(d) The fund consists of the following:

(1) Distributions to the fund from the toll road fund under IC 8-15.5-11.

(2) Appropriations to the fund.

(3) Gifts, grants, loans, bond proceeds, and other money received for deposit in the fund.

(4) Revenues arising from:

(A) a tollway under IC 8-15-3 or IC 8-23-7-22; or

(B) a toll road under IC 8-15-2 or IC 8-23-7-23;

that the department designates as part of, and deposits in, the fund.

(5) Payments, other than payments for passenger or freight railroad systems as described in IC 8-15.7-2-14(a)(4), made to the authority or the department from operators under IC 8-15.7.

(6) Any money transferred to the fund under IC 8-14-14.1-4.

(7) Interest, premiums, or other earnings on the fund.

(e) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred, assigned, or otherwise removed from the fund by the state board of finance, the budget agency, or any other state agency.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(g) Money in the fund must be appropriated by the general assembly to be available for expenditure."

Renumber all SECTIONS consecutively.

(Reference is to ESB 552 as printed April 9, 2019.)

HARRIS

Upon request of Representatives Pryor and Beck, the Speaker ordered the roll of the House to be called. Roll Call 505: yeas 30, nays 60. Motion failed.

HOUSE MOTION (Amendment 552-18)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 45, between lines 38 and 39, begin a new paragraph and insert:

"SECTION 42. IC 8-14-14-5, AS AMENDED BY P.L.189-2018, SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) The major moves construction fund is established for the purpose of:

(1) funding projects, other than passenger or freight railroad systems as described in IC 8-15.7-2-14(a)(4), under IC 8-15.7 or IC 8-15-3;

(2) funding other projects in the department's transportation plan; and

(3) funding distributions under sections 6 and 7 of this chapter; and

(4) funding PILOTs under IC 8-23-32.

(b) The fund shall be administered by the department.

(c) Notwithstanding IC 5-13, the treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as money is invested by the Indiana public retirement system under IC 5-10.3-5. However, the treasurer of state may not invest the money in the fund in equity securities. The treasurer of state may contract with investment management professionals, investment advisors, and legal counsel to assist in the investment of the fund and may pay the state expenses incurred under those contracts from the fund. Interest that accrues from these investments shall be deposited in the fund.

(d) The fund consists of the following:

(1) Distributions to the fund from the toll road fund under IC 8-15.5-11.

(2) Appropriations to the fund.

(3) Gifts, grants, loans, bond proceeds, and other money received for deposit in the fund.

(4) Revenues arising from:

(A) a tollway under IC 8-15-3 or IC 8-23-7-22; or

(B) a toll road under IC 8-15-2 or IC 8-23-7-23;

that the department designates as part of, and deposits in, the fund.

(5) Payments, other than payments for passenger or freight railroad systems as described in IC 8-15.7-2-14(a)(4), made to the authority or the department from operators under IC 8-15.7.

(6) Any money transferred to the fund under IC 8-14-14.1-4.

(7) Interest, premiums, or other earnings on the fund.

(e) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred, assigned, or otherwise removed from the fund by the state board of finance, the budget agency, or any other state agency.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(g) Money in the fund must be appropriated by the general assembly to be available for expenditure.

SECTION 43. IC 8-23-32 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 32. Cline Avenue Bridge

Sec. 1. As used in this chapter, "Cline Avenue Bridge" refers to a bridge that spans over the Indiana Harbor and Ship Canal in East Chicago.

Sec. 2. As used in this chapter, "operator" refers to the private entity that has entered into a public-private agreement with the department for ownership of the Cline Avenue Bridge.

Sec. 3. As used in this chapter, "PILOT" refers to a payment in lieu of tolls.

Sec. 4. As used in this chapter, "user fee" means rates, tolls, or fees imposed for the use of, or incidental to, the Cline Avenue Bridge.

Sec. 5. (a) The operator is entitled to receive a PILOT from the department equal to the amount of user fees foregone under this chapter for a ten (10) calendar year period beginning the year in which the operator opens the Cline Avenue Bridge and would have begun collecting user fees if subsection (b) had not been in effect.

(b) The operator may not impose a user fee on a user during any period of time that the operator receives a PILOT from the department under this section.

Sec. 6. (a) The operator shall submit to the department a monthly request for a PILOT equal to the amount of user fees that would have been imposed in the previous month if section 5(b) of this chapter had not been in effect.

(b) The department shall establish procedures necessary for the operator to apply to the department for payments under subsection (a).

Sec. 7. There is annually appropriated to the department from amounts:

(1) received as consideration for the 2018 amendment to the Indiana Toll Road concession and lease agreement; and

(2) deposited in the major moves construction fund established under IC 8-14-14-5;

an amount sufficient to pay the PILOTs required by this chapter."

Renumber all SECTIONS consecutively.

(Reference is to ESB 552 as printed April 9, 2019.)

HARRIS

Motion failed.

HOUSE MOTION (Amendment 552-25)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 43, line 22, delete "state general fund." and insert "the student athlete health insurance fund established by section 6 of this chapter."

Page 43, between lines 38 and 39, begin a new paragraph and insert:

"Sec. 6. (a) The student athlete health insurance fund is established. The fund consists of taxes deposited into the fund under section 3 of this chapter.

(b) The treasurer of state shall administer the fund.

(c) Money in the fund must be used by the commission for higher education to provide grants under IC 21-18-15.6-7. Money in the fund is annually appropriated to the commission for higher education for the purposes of IC 21-18-15.6-7.

(d) Any balance in the fund at the end of a particular state fiscal year that exceeds the amount required to provide grants under IC 21-18-15.6-7 reverts to the state general fund."

Page 45, between lines 38 and 39, begin a new paragraph and insert:

"SECTION 42. IC 21-15-11 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 11. Athletic Scholarships

Sec. 1. This chapter applies to any state educational institution that offers athletic scholarships.

Sec. 2. As used in this chapter, "cost of attendance" refers to the student's total cost of tuition and fees, room and board, books, fees, and other miscellaneous expenses related to attendance at the state educational institution, as determined by the state educational institution.

Sec. 3. As used in this chapter, "full athletic scholarship" means financial aid provided by a state educational institution to pay all the costs of a student athlete's cost of attendance.

Sec. 4. As used in this chapter, "intercollegiate competition" means a competition in which a student of a state educational institution:

- (1) represents the state educational institution in any contest against outside competition;
- (2) competes in the uniform of the state educational institution or, during the academic year, uses any apparel or equipment received from the state educational institution that includes institutional identification; or
- (3) competes in and receives expenses from the state educational institution for the competition.

Sec. 5. As used in this chapter, "participate in intercollegiate athletics" means participation of a student of a state educational institution in a sport subject to the bylaws established by the National Collegiate Athletic Association.

Sec. 6. (a) This section applies to a student who attends a state educational institution after June 30, 2019, and has been awarded a full athletic scholarship.

(b) A state educational institution that has awarded a student a full athletic scholarship shall renew the scholarship of the student for a total scholarship award that does not exceed four (4) years (or its equivalent) regardless of whether the student receives an injury or encounters another hardship that prevents the student from participating in intercollegiate athletics.

(c) A state educational institution may not reduce a student's full athletic scholarship due to the student's injury, illness, physical or mental condition, ability, performance, contribution to, or participation in the team's success in intercollegiate athletics.

(d) If a student receives a full athletic scholarship to participate in intercollegiate athletics, the amount of the scholarship must pay the student's total cost of attendance at the state educational institution.

SECTION 43. IC 21-18-15.6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 15.6. Health Insurance Coverage for Student Athletes

Sec. 1. This chapter applies to a public or private postsecondary educational institution in Indiana that offers athletic activities.

Sec. 2. As used in this chapter, "athletic activity" has the meaning set forth in IC 21-18-13-3.

Sec. 3. As used in this chapter, "student athlete" means a student participating in an athletic activity offered by the postsecondary educational institution in which the student is enrolled.

Sec. 4. (a) This section applies to a student athlete who does not have health insurance coverage through a health insurance plan in which the student athlete's parent or guardian participates at the time that the student athlete begins participating in an athletic activity.

(b) A postsecondary educational institution shall provide health insurance coverage to a student athlete described in

subsection (a) in the same manner that the postsecondary educational institution offers health insurance coverage to its employees. A postsecondary educational institution must provide the health insurance coverage to the student athlete under this section at no cost to the student.

Sec. 5. If a student athlete loses health insurance coverage that was provided to the student athlete through a health insurance plan in which the student's parent or guardian participated, the postsecondary educational institution shall provide health insurance coverage to the student athlete in the same manner that the postsecondary educational institution provides health insurance coverage to its employees. A postsecondary educational institution must provide the health insurance coverage to the student athlete under this section at no cost to the student.

Sec. 6. A postsecondary educational institution may apply each state fiscal year to the commission for a grant to cover all or part of the costs incurred to provide health insurance coverage to student athletes under this chapter. The commission shall prescribe the form of the application required by this section. The application must include information sufficient for the commission to verify the costs incurred by a postsecondary educational institution to provide health insurance coverage to student athletes.

Sec. 7. The commission shall award grants to postsecondary educational institutions from money deposited in the student athlete health insurance fund established by IC 4-38-10-6. If the money in the fund in a particular state fiscal year is insufficient to pay all of the costs incurred by postsecondary educational institutions applying for a grant under this chapter, the commission shall reduce the amount of the grant awarded to each postsecondary educational institution according to the ratio that the health insurance costs incurred under this chapter by each postsecondary educational institution bears to the total amount of the costs incurred by all of the postsecondary educational institutions applying for a grant."

Renumber all SECTIONS consecutively.

PRYOR

Representative Leonard rose to a point of order, citing Rule 80, stating that the motion was not germane to the bill. The Speaker ruled the point was well taken and the motion was out of order.

**HOUSE MOTION
(Amendment 552-30)**

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 7, between lines 30 and 31, begin a new paragraph and insert:

"(e) In addition to the payment required by subsection (a)(1), if the licensed owner:

- (1) relocates the licensed owner's gaming operations under this section; and
- (2) sells or otherwise transfers the licensed owner's interest in the owner's license within five (5) years from the date the relocation is approved by the commission;

the licensed owner shall pay an additional fee of fifty million dollars (\$50,000,000) before the sale or transfer of the license may be approved by the commission."

Page 7, line 31, delete "(e)" and insert "(f)".

Page 7, line 32, after "(a)(1)" insert "and any payment required by subsection (e)".

Page 7, line 33, delete "(f)" and insert "(g)".
(Reference is to ESB 552 as printed April 9, 2019.)

LEHMAN

Motion prevailed.

HOUSE MOTION
(Amendment 552-24)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 7, line 16, delete "commission; and" and insert "**commission;**".

Page 7, line 20, delete "location." and insert "**location; and**".

Page 7, between lines 20 and 21, begin a new line block indented and insert:

"(5) the licensed owner submits to the commission a plan for complying with subsection (g) regarding transferring existing employees to an inland location and hiring and training new employees for an inland location."

Page 8, between lines 6 and 7, begin a new paragraph and insert:

"(g) The licensed owner of a riverboat relocated under this section is subject to the following employment goals:

(1) Each employee employed at the riverboat shall be offered a similar position at the inland location.

(2) The licensed owner shall consider hiring and training individuals who have been laid off from the riverboat operating in East Chicago before considering other applicants for similar job openings."

Renumber all SECTIONS consecutively.

(Reference is to ESB 552 as printed April 9, 2019.)

HARRIS

Motion prevailed.

HOUSE MOTION
(Amendment 552-13)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 5, between lines 13 and 14, begin a new paragraph and insert:

"(e) If a licensed owner described in subsection (a) ceases casino operations or fails to continue its casino operations for a period of at least one (1) year, the license reverts back to the state of Indiana and is terminated."

(Reference is to ESB 552 as printed April 9, 2019.)

MAYFIELD

Motion withdrawn.

HOUSE MOTION
(Amendment 552-4)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 28, between lines 22 and 23, begin a new paragraph and insert:

"SECTION 38. IC 4-35-8.3-2, AS ADDED BY P.L.255-2015, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. ~~Before October 1 of each year, (a) Subject to subsection (b),~~ a licensee shall pay to the department an annual historic hotel district community support fee equal to ~~(1)~~ one million two hundred fifty thousand dollars (\$1,250,000) ~~multiplied by (2) the number of gambling game facilities for each gambling game facility operated by the licensee under this article. The fee is due before October 1 of each calendar year in which a licensee is required to pay the fee.~~

(b) A licensee is not required to pay the fee imposed by subsection (a) in a calendar year beginning after:

(1) December 31, 2019, with respect to a fee imposed for the gambling game facility operated in Anderson; or (2) December 31, 2021, with respect to a fee imposed for the gambling game facility operated in Shelbyville."

Renumber all SECTIONS consecutively.
(Reference is to ESB 552 as printed April 9, 2019.)

EBERHART

Motion withdrawn.

HOUSE MOTION
(Amendment 552-3)

Mr. Speaker: I move that Engrossed Senate Bill 552 be amended to read as follows:

Page 23, between lines 15 and 16, begin a new paragraph and insert:

"(c) A person may not be a member of the advisory board if:

(1) the person directly or indirectly owns any interest in:

(A) an owner's license;

(B) a supplier's license;

(C) a license issued under IC 4-35;

(D) a permit issued under IC 4-31; or

(E) the equivalent of a document described in clauses (A) through (D) issued by another state;

(2) the person controls an entity that directly or indirectly owns any interest described in subdivision (1); or (3) a member of the person's immediate family directly or indirectly owns any interest described in subdivision (1) or (2)."

Page 23, line 16, delete "(c)" and insert "**(d)**".

Page 23, line 20, delete "(d)" and insert "**(e)**".

(Reference is to ESB 552 as printed April 9, 2019.)

SULLIVAN

Motion prevailed. The bill was ordered engrossed.

**MOTIONS TO DISSENT
FROM SENATE AMENDMENTS**

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1010 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

CHERRY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1015 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

TORR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1177 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

ZIEMKE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from Senate amendments to Engrossed House Bill 1208 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

CLERE

Motion prevailed.

**MOTIONS TO CONCUR
IN SENATE AMENDMENTS**

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1113.

MILLER

Roll Call 506: yeas 88, nays 0. Motion prevailed.

Representative Goodrich, who had been present, is now excused.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1217.

SOLIDAY

Roll Call 507: yeas 88, nays 0. Motion prevailed.

Representative Cook, who had been present, is now excused.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1266.

MILLER

Roll Call 508: yeas 62, nays 27. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1569.

ZENT

Roll Call 509: yeas 85, nays 4. Motion prevailed.

ENROLLED ACTS SIGNED

The Speaker announced that he had signed House Enrolled Acts 1008, 1009, 1170, 1175, 1224, 1236, 1237, 1248, 1269, 1275, 1305, 1308, 1311, 1341, 1347, 1374, 1375, 1394, 1397, 1443, 1487 and 1638 on April 11.

ENROLLED ACTS SIGNED

The Speaker announced that he had signed Senate Enrolled Act 192 on April 11.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representative Lauer be added as coauthor of House Concurrent Resolution 58.

FRYE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Porter and Heine be added as cosponsors of Engrossed Senate Bill 7.

HUSTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Hamilton be added as cosponsor of Engrossed Senate Bill 220.

MAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Heine and Hatfield be added as cosponsors of Engrossed Senate Bill 460.

SOLIDAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three cosponsors and that Representatives Cherry and Morris be added as cosponsors of Engrossed Senate Bill 554.

CLERE

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Porter be added as cosponsor of Engrossed Senate Bill 563.

HUSTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Heine be added as cosponsor of Engrossed Senate Bill 565.

HUSTON

Motion prevailed.

On the motion of Representative Engleman, the House adjourned at 7:32 p.m., this eleventh day of April, 2019, until Monday, April 15, 2019, at 10:00 a.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives